

# Computer Viruses and Other Malicious Software

A THREAT TO THE INTERNET  
ECONOMY



# **Computer Viruses and Other Malicious Software**

THREAT TO THE INTERNET ECONOMY

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## *Foreword*

Directed primarily to policy makers, this book was developed over the first half of 2007, by the OECD Working Party on Information Security and Privacy (WPISP) in partnership with the Asia Pacific Economic Cooperation Telecommunications and Information Working Group (APEC TIGWI) and Prosperity Steering Group (PSG). The report was adopted by the Committee for Information, Computer and Communications Policy (ICCP) on 6 March 2008.

In writing the book, Audrey Pionik and Anne Carblanc from the OECD Secretariat have been assisted by Michel van Baten of Delft University of Technology and Johannes Bauer of Michigan State University, consultants to the OECD, who have written Part III, and by a group of experts who provided feedback on Parts I and II. This group of experts included Mr. John Ingram and Ms. Kathryn Kerr (AusCERT), Mr. Colin Whitaker (BSA, UK Trade Association), Mr. Gilles Andol and Mr. Fabien Pouget (ANSSI, A France), Mr. Kevin Houle and Mr. Jeffrey J. Carpenter (CERT/CC), Mr. Erika Korvonen and Mr. Kauri Huopio (CERT-FI), Dr. Pei-Wen Lu (Chinese Taipei), Mr. HyunCheol Jeong and Mr. Joon-Cho (KrcERT/CC Korea), Mr. David Pollington, Mr. Jean-Michel Le Toquin and Mr. Uwe Mannel Rasmussen (Microsoft), Mr. Ole Berntsen (NORCERT Norway), Mr. Bill Woodcock (Packet Engineering House), and Mr. Jeremy Ward (Symantec Corporation). The report also benefited from the contribution of OECD and APEC members, including Mr. Keith Besgrove and Ms. Sabrena Oboro (Canada), Mr. Shamsul Jafri Shafie (Malaysia), Mr. Jean-Jacques Sahel (France), Geoff Smith (United Kingdom), and Ms. Jordana Siegel and Mr. David Goldfarb (United States). The Dutch government made a special contribution to the economics of malware, which is hereby acknowledged.



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We have given presentations to conferences on our findings, including the Telecommunications Policy Research Conference (Alexandria, VA, April 28-30, 2007), the LAPCNSA/MAAWG Workshop (Arlington, VA, September 9-11, 2007), the 2007 GOVCERT conference (Noordwijk, October 2007). Some of the very best feedback has been from the presentation of interim findings at the meetings of the OECD WPISP and the workshops with policy makers at the Dutch Ministry of Economic Affairs.





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## Executive Summary

ried by the prevalence of always-on, high-speed connections, the Internet has become a powerful tool for enhancing innovation and productivity. The increasing dependence on the Internet and other electronic networks, however, means the Internet has also become a fast and efficient way to distribute computer viruses and other types of malicious software.

"Trojans", "worms" and "zombies" might sound like science fiction, but in fact the reality presented by the spread of malware. The power of malware is that it can infiltrate, manipulate or damage individual computers, as well as entire electronic information networks, without the users' knowing anything is amiss.

The threat of this has brought the electronic world to an important juncture. The threat of malware attacks is increasing, both in frequency and damage, thus posing a serious threat to the Internet economy and to national security. At the same time, current efforts to fight malware are not sufficient. To address this growing global threat, malware response efforts are essentially fragmented, local and mainly reactive.

This report is a first step toward addressing the threat of malware in a serious, global manner. As such, the report has three major aims: (1) to inform policy makers about malware – its growth, evolution and measures to combat it, (2) to present new research into the economic issues driving cyber-security decisions, and (3) to make specific recommendations on how the international community can better work together to solve the problem.

The need for a consistent approach to a global problem is not new, but it presents particular challenges owing to the wide variety of actors involved in the problem: governments, businesses, and users and the

light of the need for a holistic and comprehensive approach to cyber security, a common point of departure is needed from which to build co-ordinated and collective action. This report calls for the creation of a global "malware Partnership" involving governments, the private sector, the academic community and civil society.

## Malware

no longer limited to the realm of computer hackers and tech researchers, malware in the 2000s has become a serious business and a multi-million-dollar industry. The major drivers can be summarised as follows:

- Malware is widely available.* Virtually anyone can buy it online at a low cost, as well as from underground markets. And malware is user-friendly, meaning it provides attackers with the capability to launch sophisticated attacks beyond their skill level.

- Malware can infect all sorts of devices.* Since it is nothing more than a type of software, malware can infect not only personal computers but also mobile devices. Moreover, malware can infect the backbone of the Internet – the servers and routers that move data around the globe. While malware often propagates through the Internet, it is important to note it can also be introduced into computer systems not connected to the Internet.

- Malware is profitable.* Together with other cyber tools and techniques, malware is a low-cost, reusable way to carry out highly lucrative forms of cyber crime. Two prime examples are the capture of credit card and bank account data via "spyware" and the launch of "denial-of-service" attacks that extort money or concessions.

Malware can harm critical information infrastructures, cause major financial losses and, perhaps worst of all, undermine trust and confidence in the Internet economy. Therefore, malware is increasingly a shared concern of all Internet market participants: governments, businesses and individuals. Both OECD countries and Asia Pacific Economic Co-operation (APEC) member states are increasingly dependent on the Internet for critical services, making them and their citizens vulnerable to malware. In addition, it is the complex and expensive task of securing their own systems,

commerce companies to software vendors – have had to increase related investments in order to expand their online business.

Key Internet market participants interviewed for this book (please see II) were devoting an estimated 6% to 10% of their technology to protect against malware. Combined with indirect costs (such as watchdog organizations, public education campaigns and law enforcement efforts) the total costs of malware for key Internet market participants may well be above 10% of technology spending.

## trends

As explained in Part I, the deployment of malware is becoming ever-sophisticated and targeted, presenting a great challenge to those trying to measure and combat the problem. Key findings include:

Self-sustaining cyber attacks increasingly depend on “botnets”, or groups of malware-infected computers (also called “zombies”) that can be used to remotely carry out attacks against other computer systems.

Many malware attacks are smaller and deliberately limited in scope, in an attempt to stay “below the radar” of the security and law enforcement communities.

Spam has evolved from a nuisance, to a vehicle for fraud, to a vector for distributing malware.

The overall malware problem is difficult to quantify: no single entity has a global understanding of the scope, trends, development and consequences of malware.

Data on malware are not consistent, and terminology for cataloguing and measuring the occurrence of malware is not harmonised.

The effectiveness of current approaches to combating malware is constantly challenged by both ongoing technological changes and faster exploitation of software vulnerabilities.

## Economic Incentives

To a great extent, cyber security is affected by the behaviour of the key market participants: Internet Service Providers, e-commerce sites, domain name registrars, software vendors, and end users. Part II

at trade-offs are associated with these responses; and how the situation is affected by the security actions of other market participants. Key findings were:

How key market participants address malware is greatly influenced by the specific incentives they face – greater online traffic vs. higher security costs, for example. Some of these incentives work to enhance online security while others work to reduce it.

In many instances, market participants make decisions that pass on the costs of malware to others in the network (thus “externalizing” them), such as when end users opt not to protect their computers against viruses.

Owing to existing feedback loops, which should be strengthened and expanded, the extent of passed-on costs and benefits is probably smaller than had been previously assumed. On the other hand, many of these passed-on costs remain unaddressed.

## Conclusion

While this work details many of the problems presented by malware, it is a first step towards a solution. To prevent malware from becoming a threat to the Internet economy and to national security, a global effort against malware is needed.

A wide range of communities and actors – from policy makers to Service Providers to end users – all play a role in combating malware. But there is still limited knowledge, understanding, organization and coordination of the roles and responsibilities of each of these actors.

Therefore, a global “Anti-Malware Partnership” should involve not only governments, but also the private sector, the technical community and civil society. Such an inclusive, co-ordinated effort would be more likely to generate co-ordinated policy guidance to fight malware on all fronts – from legal to technical to legal and economic.

Further types of international co-operation should be supported and encouraged, based on accurate measurement of the problem and analysis of the economic incentives at play. Also, the limitations of current actions against malware should be addressed, and the question of how to strengthen anti-malware incentives for market participants should be further explored.

Improvements can be made in many areas, and international co-



## Background

Organisation for Economic Co-operation and Development (OECD) Working Party on Information Security and Privacy (WPISP) and Asia Pacific Economic Co-operation Telecommunication and Information Working Group (APEC TEL) Security and Prosperity Steering Group (SPSG) have both experience and expertise in the development of guidance for the security of information systems and networks.

In 2002, the OECD adopted the *Guidelines for the Security of Information Systems and Networks* ("the *Security Guidelines*") which set a clear framework of principles at the policy and operational levels to ensure consistent domestic approaches to addressing information security in a globally interconnected society. More broadly, the *Security Guidelines* reflect a shared ambition to develop a culture of security across governments so that security becomes an integral part of the daily routine of individuals, businesses and governments in their use of Information and Communication Technologies (ICTs) and in conducting online activities.<sup>1</sup> In 2005, the OECD monitored efforts by governments to implement policy frameworks consistent with the *Security Guidelines*, including measures to combat cybercrime, develop Computer Security Incident Response Teams (CSIRTs), raise awareness, and foster education on other topics (OECD, 2005a). In 2006 and 2007, the OECD continued the development of policies to protect critical information infrastructures (OECD, 2007a and 2008).

Likewise, in 2002, APEC issued the APEC Cybersecurity Strategy setting out areas for co-operation among member economies including information developments, information sharing and co-operation, security and incident guidelines, public awareness, and training and education. To implement the APEC Cybersecurity Strategy, in 2005 the APEC TEL issued the Strategy to Ensure a Trusted, Secure, and Sustainable Online

## OECD and APEC objectives

In 2005, the APEC and OECD co-organised a workshop to share information on evolving information security risks and to explore areas for co-operation between the organisations to better tackle the global dimension of information security risks. In 2006, both organisations agreed that the need to encourage a safer and more secure environment was more pressing than ever due to the continued growth of economic and social activities conducted over the Internet and the increased severity and sophistication of online malicious activity. Recently, they decided to organise a workshop<sup>2</sup> and develop an annual report to examine the issues of malicious software, commonly known as “malware”, with a view to:

Informing national policy makers on the impacts of malware

Cataloguing trends in malware growth and evolution

Examining the economics of malware and the business models behind malicious activity involving malware

Evaluating existing technical and non-technical countermeasures to combat malware and identify gaps; and,

Outlining key areas for action and future work

Co-edited by the OECD Secretariat in close collaboration with volunteer expert groups from OECD and APEC as well as the private sector, the report does not discuss every aspect of malware, all types of malware, or all propagation vectors. Rather, it focuses on issues of significant concern to governments which may pose problems in the future. Similarly, the report does not examine all possible strategies associated with preventing, detecting and responding to malware but rather focuses on elements of relevance to OECD member countries, APEC economies, and other governments and organisations more broadly. Finally, the report refers to forms of cybercrime, such as spam and phishing<sup>3</sup> that may not directly involve the use of malware but nevertheless demonstrate how malware can also be used to facilitate cybercrimes.





## Part I. The Scope of Malware

*of this book defines the various forms of malicious software (malware) and their impact, growth and evolution. Specifically, Chapter 1 defines the major types of malware; Chapter 2 focuses on the types of attacks possible and their perpetrators; and Chapter 3 explores the malware taken on the information and communications industry, as why malware is a growing and major concern for governments, businesses and citizens of OECD countries and APEC economies.*



## Chapter 1. An Overview of Malware

ware?

Malware is a general term for a piece of software inserted into an information system to cause harm to that system or other systems, or to steal information from them for use other than that intended by their owners.<sup>1</sup>

Malware can gain remote access to an information system, record and transmit information from that system to a third party without the user's permission or knowledge, conceal that the information system has been compromised, evade security measures, damage the information system, or otherwise compromise the confidentiality, availability and system integrity.

Different types of malware are commonly described as viruses, worms, trojans, backdoors, keystroke loggers, rootkits or spyware. These correspond to the functionality and behaviour of the malware (e.g., a virus is self-propagating, a worm is self-replicating).<sup>2</sup> Experts usually group malware into two categories: family and variant. "Family" refers to the original piece of malware, "variant" refers to a different version of the original malicious code, or family, with minor changes.<sup>3</sup>

### *characteristics of malware*

Although not the only means by which information systems can be compromised, malware provides attackers convenience, ease of use, and automation necessary to conduct attacks on a previously inconceivable

Malware is multi-functional and modular: there are many kinds of malware that can be used together or separately to achieve a malicious goal. New features and additional capabilities are easily added to malware to alter and "improve" its functionality and impact (Duchenev,

### Box 1.1 Malware: a brief history

Viruses and worms date back to the early days of computers when most were created for fun and worms were created to perform maintenance on systems. Malicious viruses did not surface until the 1980s when the second computer (PC) virus, Brain (1986), appeared and propagated when it “booted up” his/her computer from a floppy disc. Two years later, in the Morris worm received significant media attention and affected over 6,000 computers. Although other types of malicious software appeared in the malware landscape of the late 80s and early 90s predominantly consisted of

Until about 1990, most people related viruses to the example of a hacker hacking into the Pentagon's systems as seen in the 1983 movie

Until the mid to late 1990s, the landscape began to change with the growth of the Internet and personal computer use, the rise of networking, and the adoption of e-mail systems. The so-called “big impact worms” began to reach the Internet in novel ways. The increased use of e-mail brought high-profile mass-worms such as Melissa (1999), “I Love You” (2000), Anna Kournikova (2001), Soffing (2003) and Mydoom (2004) that made the headlines and entered the consciousness. These types of worms doubled their number of victims in 48-to-72 hours, rapidly reaching peak activity within 12-to-18 hours of release. This marked the parallel rise in organized, sometimes coordinated attacks. The explosive growth of online financial transactions resulted in increased security incidents and in the appearance of new types of malicious software and attacks. Today, mass worms and virus outbreaks are becoming ever less frequent while stealthy malware such as Trojans and backdoors are on the rise. Attacks are smaller in size “below the radar” of the security and law enforcement communities. The goals of the attackers tend to be focused on financial gain. These new trends help explain why malware is now a global multi-billion dollar criminal industry.

*Malware is available and user-friendly:* malware is available online at minimal cost thus making it possible for almost anyone to acquire. There is a robust underground market for its sale and purchase. Furthermore, malware is user-friendly and provides attackers with a capability to launch sophisticated attacks beyond their skill level.

*Malware is persistent and efficient:* malware is increasingly difficult to detect and remove and is effective at defeating built-in information security



*Malware can affect a range of devices.* Because malware is nothing but a piece of software, it can affect a range of devices, from personal devices such as personal computers (PCs) or Personal Digital Assistants to servers<sup>2</sup> across different types of networks. All these devices, including the routers that allow traffic to move across the Internet to other devices, are potentially vulnerable to malware attacks.

*Malware is part of a broader cyber attack system.* Malware is being used both as a primary form of cyber attack and to support other forms of cyber activity and cybercrime such as spam and phishing. Conversely, spam and phishing can be used to further distribute malware.

*Malware is profitable.* Malware is no longer just a fun game for script kiddies or a field of study for researchers. Today, it is a serious business source of revenue for malicious actors and criminals all over the world. It, together with other cyber tools and techniques, provides a low-cost, scalable method of conducting highly lucrative forms of cybercrime.

## How does malware work?

Malware is able to compromise information systems due to a combination of factors that include insecure operating system design and software vulnerabilities. Malware works by running or installing on an information system manually or automatically.<sup>3</sup> Software may have vulnerabilities, or “holes” in its fabric caused by faulty coding. Software may also be improperly configured, have functionality turned off, or be installed in a manner not compatible with suggested uses or improperly interfaced with other software. All of these are potential vulnerabilities and can be exploited for attack. Once these vulnerabilities are discovered, malware can be developed to exploit them for malicious purposes before the security community has developed a “fix”, known as a patch. Malware can also compromise information systems due to non-technological factors such as poor practices and inadequate security policies and procedures.

Many types of malware such as viruses or Trojans require some level of interaction to initiate the infection process such as clicking on a web page, opening an e-mail, opening an executable file attached to an e-mail or visiting a website where malware is hosted. Once security has been breached by the infection, some forms of malware automatically install additional malware such as spyware (i.e. malware), backdoor, rootkit or bot.

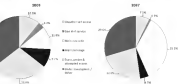
may have received a notice from their bank, or a virus warning from an administrator, when they have actually received a mass-mailing. Other examples include e-mail messages claiming to be an e-card from an unspecified friend to persuade users to open the attached "card" and install the malware.

Malware can also be downloaded from web pages unintentionally by users. A recent study by Google that examined several billion URLs and ran an in-depth analysis of 4.5 million found that, of that sample, 700 were malicious and that 450,000 were capable of launching malicious ads (Google, Inc. p.2). Another report found that only about one in ten websites analysed were malicious by design. This has led to the conclusion that about 80% of all web-based malware is being hosted on legitimate but compromised websites, unbeknownst to their owners (Sophos, 2007, p.4).

A different report found that 53.9% of all malicious websites observed were in China (Sophos, 2007, p. 6). The United States ranks second in the study with 27.2% of malicious websites observed located in there. Moreover, the data provided below demonstrates that by mid-2007, more than half of web-pages accounted for 58.2% of the incident reports received by the United States Computer Emergency Readiness Team (US-CERT).

#### US-CERT incident reporting trends for January 2006 - August 2007

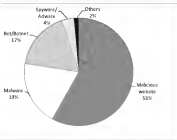
Distribution of cybersecurity incidents and events across the six major categories.



number of incidents involving malware (malicious code) has actually increased from 2006 to 2007.

Figure 1.2 below depicts the top five malware sub-categories being reported to US-CERT. The category labelled as "Malware" includes worms and viruses. The graph shows "Malicious websites" as the most commonly reported sub-category.

Figure 1.2 Top five malware (2007)



US-CERT

### What is the United States Computer Emergency Readiness Team (US-CERT)?

A partnership between the Department of Homeland Security (DHS) and the public and private sectors. Established in 2003 to protect America's critical infrastructure, US-CERT co-ordinates defense against and responses to cyber attacks across the nation. The organisation interacts with federal agencies, state and local governments, industry professionals, and the academic community to share information and coordinate incident response.

## Propagation vectors

Malware propagation vectors refer to the electronic methods by which malware is transmitted to the information systems, platforms or devices it aims to infect. Email and instant messaging applications are some of the most common vectors used for spreading malware through social engineering techniques. Any medium that enables software to be distributed and, however, can be a vector for malware. Examples of malware propagation or distribution vectors include the World Wide Web (WWW), mobile media (such as USB storage keys), network-shared file systems, peer-to-peer sharing networks, Internet relay chat (IRC), Bluetooth or wireless local area networks (WLAN).<sup>11</sup>

Bluetooth is one prominent vector for malware propagation on mobile devices. Bluetooth is a wireless personal area network (PAN) that allows mobile devices such as mobile phones, printers, digital cameras, video game consoles, laptops and PCs to connect through unlicensed radio frequency over short distances. Bluetooth can be compromised by techniques such as spoofing and bluesnarfing<sup>12</sup> and is most vulnerable when a user's device is set to "discoverable" which allows it to be found by other Bluetooth devices.<sup>13</sup>

### Box 1.2 Examples of malware propagation vectors

Malware can be "mass mailed" by sending out a large number of e-mail messages with malware attached or embedded. These are numerous examples of malware propagated through mass-mailers largely due to the ability of attackers to use social engineering to spread malware rapidly across the globe.

Attackers are increasingly using websites to distribute malware to potential victims. This relies on spam e-mail to direct users to a website where the attacker has malware capable of compromising a computer by simply allowing a browser access to the website. If the website is a legitimate and popular site, users will go there on their own accord allowing their computers to potentially become compromised without the need for spam e-mail to direct them there. Three methods of infection via the web: compromise existing web site to host malware; set up a dedicated site to host malware on a domain specially registered to appear legitimate.

Instant messengers: Malware can propagate via instant messaging services on the Internet by sending copies of itself through the file transfer features common to most instant messenger programmes. Instant messages could also contain web links that direct user to another site hosting downloadable malware. Once a user clicks on a link, they are taken to an instant messenger dialog box, a copy of the malware is

### 1.2 Examples of malware propagation vectors (continued)

**Network-shared file systems:** A network share is a remotely accessible digital storage facility on a computer network. A network share can become a liability for all network users when access to the shared files is gained by an attacker or malware, and the network file sharing facility included within operating system of a user's computer has been otherwise compromised.

**Programs:** Some malware propagates itself by copying itself into files that appear to be shared (such as those with share in its folder name), or for file activation sharing, and uses an inconspicuous or invisible file name, posing as a legitimate software, or as an archived image.

**Internet Relay Chat (IRC):** IRC is a form of Internet chat specifically designed for communications in many topical "channels," all of which are easily and anonymously available from any location on the Internet. Many malware "botnets" (as the manufacturers who operate networks of malware-Compromised machines are often called, see the chapter "The Malware Botnets") use IRC as the central command and control (C&C) communications channel for co-ordinating and directing the actions of the bot-Compromised information systems in their "botnet."

**Bluetooth:** Bluetooth is a wireless networking protocol that allows devices like phones, printers, digital cameras, video game consoles, laptops and PCs to connect at very short distances, using unlicensed radio spectrum. Because the mechanisms implemented in Bluetooth devices tend to be trivially hacked, such devices are vulnerable to malware through attack techniques have been called "bluJacking" or "bluesnarfing." A Bluetooth device is vulnerable to this type of attack when a user's connection is set to "visible" which allows it to be found by other nearby bluetooth devices.

**Wireless local area network (WLAN):** Wireless LAN or WLAN is a wireless local area network, which is the linking of two or more computers without using cables. WLAN utilizes spread spectrum or OFDM (802.11a) modulation technology based on radio waves to enable communication between devices in a local area, also known as the basic service set. This gives users the mobility to roam within a broad coverage area and still be connected to the network.

### malware on mobile devices

There is some debate around the current seriousness of threats to mobile devices such as cell phones, PDAs, and smartphones.<sup>14</sup> For example, some reports seem to indicate that threats to mobile devices are still limited. These reports include the following:

mobile devices are restricted by bandwidth because there is a limited amount of spectrum allocated for their use.

the very small user interface is still an impediment to conducting Internet banking and other value transactions – until mobile devices become a popular means to conduct such transactions there are fewer incentives for attackers to develop malware for the mobile telephone platform<sup>16</sup>;

the cost associated with using general packet radio service (GPRS) to connect to Internet Protocol (IP) data networks may also make the mobile device less popular compared to Internet-connected PC which use technologies such as asymmetric digital subscriber line (ADSL), cable or broadband wireless

never, there is also recognition that such threats, while emerging, are small. Some data show that although still relatively small in comparison amount of PC malware, mobile malware, which first appeared in 2004, increased from only a few instances to over 300 in total in a two-year period (Hyppönen, 2006).

Further, concerns about security increase as mobile devices become prevalent and are used to access more critical or ‘valuable’ services<sup>17</sup>. For example, the use of smartphones is on the rise with projections as high as 100 million in use by 2009 (Hyppönen, 2006). In 2006, Apple announced that over 100 million of video iPods had been shipped to customers with the Mac OS X operating system. Many experts are concerned that mobile malware will come far more dangerous to the mobile devices themselves, the networks over which those devices communicate and the corporate servers, servers and/or personal computers with which those devices communicate information. Undetected malware on a smartphone could get into a corporate network and used to perform further malicious activities (GilliomResearch Inc, 2006).

## 2.2.2 The Internet: botnets

### 2.2.2.1 What is a botnet?

One of the most prevalent form of malware, botnets are key tools attackers use to conduct a variety of malicious activity and cybercrime. A botnet is a group of infected computers also called “zombies” or bots that can be



## botnets used for?

botnets are mostly used for the following purposes:

Locate and infect other information systems with bot programmes (and other malware). This functionality in particular allows attackers to maintain and build their supply of new bots to enable them to undertake the functions below, *inter alia*:

Conduct distributed denial of service attacks (DDoS).

As a service that can be bought, sold or rented out.

Rotate IP addresses under one or more domain names for the purpose of increasing the longevity of fraudulent web sites, in which for example host phishing and/or malware sites.

Send spam which in turn can distribute more malware.

Steal sensitive information from each compromised computer that belongs to the botnet.

Hosting the malicious phishing site itself, often in conjunction with other members of the botnet to provide redundancy.

Many botnet clients allow the attacker to run any additional code of their choosing, making the botnet client very flexible to adding new attacks.

## Command and Control (C&C) models

Typically, bots communicate with the bot master through an Internet chat (IRC) command and control (C&C) server which provides the means directing the operation of the botnet. The C&C server usually is itself a compromised computer running various network services. After a system is infected and compromised by a bot program, the bot usually connects back to the C&C server, checking for instructions. Although there are various C&C models, the most popular has traditionally been the centralised model (see Figure 1.4) where all bots report to a single point to wait for commands. The centralised model is popular among bot masters because it offers software tools that make it easy to operate. However, the centralised model results in few communication delays between the bot master and the bots (Tread Mizen, 2005). Unfortunately,



connections to or from their network as it is hidden among the vast amount of normal web traffic.

Another alternative innovative C&C model designed to make it more difficult for security practitioners to stop botnet hosted attacks is the increasing use of peer to peer (P2P) model (see Figure 1.4) (Grove et al., 2007). The peer model lacks a central hierarchy of communication which makes it more resilient to dismantling (Trend Micro, 2005). It is therefore very difficult to stop attacks launched from botnets that communicate P2P as there is no single point of failure.

Figure 1.4 Command and control for botnets



In addition to the models above, botnets are increasingly using what is known as “fast flux” networks to evade detection. Fast flux networks are made of compromised computer systems with public DNS records that constantly thus making it more difficult to track and shut down its activity (The Honeyfact Project, 2007). Furthermore, this model uses the traditional controlled C&C server and uses proxies to hide the controlling the fast flux network.

are connected to the Internet, whether they have been “cleaned”, after the attacker is using his botnet to locate and compromise more host systems to add to the botnet. Furthermore, there are incentives for attackers to use smaller botnets and launch smaller, more targeted, attacks to avoid detection. For example, large botnets sending spam or launching DDoS attacks generate a high volume of network traffic that is detectable by ISPs and network administrators, whereas smaller botnets that use less bandwidth may go undetected.

Botnets have become a contracted commodity. Malicious actors can hire a bot master to carry out an attack. One report averaged the weekly rate for a botmaster at USD 50-60 per 1 000-2 000 bots, or around 3¢ per compromised computer (MessageLabs, 2006). This is fairly cheap compared to the cost of the computer to the legitimate owner in terms of hardware, software and bandwidth.

### Box 1.3 The Dutch botnet case

In October 2005 the Dutch National Police arrested three men – members of a group of cyber criminals – suspected of large scale “hacking”. The men controlled several botnets that were thought to have consisted of over 1.5 million infected computers. The botnets played a key role in numerous cyber crimes including phishing, identity theft, online fraud, and online extortion. In due course it became clear that botnets played a central role in the activities of the criminals by serving as the basic infrastructure that allowed for the large scale attacks.

In June 2005 a report was made to the CERT community in the Netherlands that an important Netherlands-based computer centre had been hacked. The community in turn reported the incident to the High Tech Crime Unit (part of the Dutch National High Tech Crime Center) of the Dutch National

Police. On information concerning IP addresses and the name of the suspect broadband Internet connection in use at his home address, the prosecutor immediately requested the interception of Internet traffic in order to collect more evidence. To determine the size of the botnet and the illegal activities of the criminals, all IRC protocol traffic in the intercepted data was analysed. It was clear that the botnet was very large and used multiple IRC channels on multiple IRC servers. In this specific investigation, the team realised that the criminals controlled at least two large botnets used for their cyber crimes and that even after arresting the criminals, the possibility existed that the botnets would still be used. Together with the CERT community and national law enforcement, the team

prevalence of botnets has been increasing. Although estimates of the number of botnets can vary widely, most experts agree it is a large number. For example, in 2006, the Chinese National Computer Network Emergency Response Technical Team Coordination Center (CNCERT/CC) found that 12 million IP addresses in China were controlled by botnets (37). They also found more than 500 botnets and more than 16 000 command and control servers outside China.

## **broadband**

The increased threat of botnets can partially be explained by the widespread use of broadband connections to access the Internet. Further security measures are needed from users, as well as providers, to protect their security in the online environment. By 2004, broadband Internet connections were already widespread in OECD countries. For example, in 2004, 56% of households and 92% of businesses had a broadband connection via a computer or mobile phone in 2004 (OECD, 2005). In the next two years, those numbers have continued to increase. At the end of 2006, there were around 265 million active subscribers to fixed Internet connections in OECD countries. Of these, 60% were using broadband and broadband subscriptions have increased by more than 60% in the last five years. By mid-2006, there were more than 178 million broadband subscribers in the OECD area. European countries have led the way, with Denmark, the Netherlands and Iceland, along with Korea and Canada in terms of broadband penetration rates over the last year (OECD, 2007).

The broadband transition to faster upload bandwidth via fibre could make the botnet problem much more serious. The potency of one infected computer on a fibre connection could be equivalent to 31 infected computers on a cable network<sup>22</sup>. This will be one of the key areas of concern for policy makers dealing with telecommunication security and security in the near future.

## **botnets**

There is a correlation between botnets and spam due to changes in

(Sophos, 2006a). For example, the second most common malicious mail reported from January - June 2006, Borska, was a Trojan obtainable from a link provided in a spam e-mail that used social engineering techniques to persuade the user that the link was the site of a tip (Symantec, 2006). The problem of spam and malware is also self-sustaining: information systems compromised by malware (i) to distribute spam and a proportion of the spam that is distributed is (ii) to distribute malware to new victims whose information systems are used to undertake further online malicious activity.

It is important to note that not all spam contains malware, and it is often difficult to determine how much spam directly contains malware. Manual analysis conducted by The Information and Communication Security Agency Center (ICST) in Chinese Taipei over the course of two years of suspect e-mails found that of those 417 analysed, 287 (68%) had malware attachments (Lau, 2007, p. 3).<sup>22</sup> Other data shows that in 2004 1.5%, or 1 in every 67.9 e-mails analysed, contained a virus or malware and according to the same report, in 2004 the annual average was 1 in every 36.1 (MessageLabs, 2006). It is likely that the disparate findings can be explained by a lack of comparable techniques to determine when spam contains malware.

Recently, the Messaging and Anti-Abuse Working Group (MAAWG) reported that the percentage of email identified as "abusive"<sup>23</sup> has been fluctuating between 75% and 80% (Messaging Anti-Abuse Working Group, 2006). They attribute the fluctuation to service providers dealing with new techniques introduced by abusers to escape service providers' detection and evasion, including filters. Nonetheless, it is widely accepted that the vast majority of spam is sent from botnets. The effectiveness and widespread availability of compromised information systems with high speed broadband connections means that spam levels are at their highest levels ever despite various initiatives to reduce and prevent spam being distributed.

Although civil enforcement against spam, such as the case described above, is important, most instances of malware are inherently criminal, and law enforcement agencies are best suited to expertly shut down criminal operations.

### Box 1.4 FTC v. Dugger

In a recent case, the US Federal Trade Commission (FTC) sought to stop the illegal use of botnets to send spam (FTC v. Dugger). The FTC alleged that defendants relayed sexually explicit commercial e-mails through other people's home computers without their knowledge or consent. They further alleged that the defendant's conduct violated the CAN SPAM Act. Under the final judgement, the defendants were barred from violating the CAN SPAM Act and ordered to turn over US\$8,000 in profits made through use of the botnet. The defendants were also required to obtain the authorisation of a computer's owner before using it to send commercial e-mail and to inform the owner how the computer will be used.

### Blacklists in combating botnets

Blacklisting is a loosely used term typically referring to the practice of so-called DNS Blacklists (DNSBL) to filter incoming Internet traffic. Servers may be configured to refuse mail coming from IP addresses, IP ranges or whole networks listed on a specific DNSBL. There is a wide variety of blacklists that may be used in different combinations.

Most of the lists are free and run by volunteers, though their operations are funded through external sources. Each DNSBL has its own criteria for adding an IP address to the list and its own procedure for getting an IP off the list. Spamhaus, an international non-profit organisation through sponsors and donations, maintains several well-known lists – though they prefer the term block lists – which they claim are used to protect over 600 million user inboxes. One of their lists contains the names of “spam-sources, including spammers, spam gangs, spam relays and spam support services”; another list focuses on botnets which are proxies. It should be noted at this point that blacklisting, while highly powerful, has drawn its own criticisms – regarding, among other things, the organisation of blacklist operators, listing false positives, the collateral damage that may come with blacklisting certain IP addresses or ranges, and the legal motives of some list operators. Furthermore, blacklists have faced challenges from spammers, who on occasion were successful in court verdicts against being blacklisted. According to interviewees

## Blacklisting and ISPs<sup>24</sup>

Blacklisting does provide an incentive to invest in security because it impacts an ISP's business model. For example, one medium-sized ISP had a security incident where 419 spammers<sup>25</sup> set up over 1 000 e-accounts within their domain and then started pumping out spam. That ISP's outbound mail servers blacklisted, which resulted in a high volume of calls to their customer centre by customers who noticed their e-mails no longer being delivered. That number doesn't include the spam abuse notifications, of which there were purportedly "even more." For example, a security officer at a large ISP explained that being blacklisted led to a much more proactive approach to remove bots from their network, including the purchase of equipment that automates the process of finding infected machines on the network (Eichen and Bauer, 2008). In 2007, this particular ISP identified around 50 customers per day and, if the owner did not resolve the problem, the connection was suspended.

There are various levels of blacklisting used to incite a response from an ISP. At the lower end, there is blacklisting of individual IP addresses, i.e., an individual customer. This has "exactly zero impact on the ISP," said a security expert. Only when the number of listed IP addresses reaches a threshold might the problem get an ISP's attention. According to the security expert, ISPs mostly ignore listed individual IP addresses, because of the very high costs of dealing with them (e.g. through customer support). However, particular IP addresses get taken off the blacklist as spammers users move on to other infected machines.

More powerful incentives are the blacklisting of whole IP ranges and of outbound mail servers. These typically do get the ISPs' attention and lead to action on their end, though the effectiveness varies with the degree of action applied by the ISP. The most extreme form is blacklisting an entire network (i.e., all IP addresses of an ISP). This is only used against extreme ISPs who do not act against spam, and against known spam

## Blacklisting and Domain Name Registrars

Domain name registrars offering hosting and e-mail services are subject to blacklisting along the same lines as the ISPs. Blacklist operators also watch for domain names and their reverse-records to abuse complaints. In extreme cases,

Nic.at did not comply with these requests, citing legal constraints. The registrar argued that it could not legally remove the sites, unless Spamhaus provided clear proof that the domain names had been registered using false information (Solosow, 2007). The conflict escalated when Spamhaus added the round mail server of Nic.at to one of its blacklists – listing them as “spam support” – so that the registrar’s e-mail was no longer accepted by a whole lot of servers using this popular blacklist. About ten days later Nic.at changed the listing of Nic.at to a symbolic listing – no longer blocking the IP addresses, but keeping them listed as “spam”. Several of the offending domains had been removed, but Nic.at stated that it had complied with Spamhaus’ request and asserts that the providers took action (ORF, 2007; Spamhaus, 2007).

## Notes

1. The 1992 OECD *Guidelines for the Security of Information Systems* and networks defined an information system as computers, communication facilities, computer and communication networks and data, and information that may be stored, processed, retrieved or transmitted by them, including programmes, specification and procedures for their operation, use and maintenance.

2. See the Glossary of Malware Terms at the end of this book.

3. For example, W32.Sober@mm (also known as Sober) was the primary source code of the “Sober” family. Sober X is a variant of Sober (See Somanic, 2006, p.67).

4. Host refers to a computer at a specific location on a network.

5. See Chapter 2 for a discussion of digital certificates.

6. Servers are generally more powerful computers which provide services to and accept connections from many clients however home PCs and corporate workstations can also act as servers, particularly when they come compromised. Common types of servers include web, e-mail and database servers.

7. Not Kiddle refers to an inexperienced malicious actor who uses

malware may also exploit vulnerabilities in hardware, however, this is not compared to the number of software vulnerabilities which are available at any given time to exploit.

See the **Glossary of Malware Terms** at the end of this book.

**Social engineering** refers to techniques designed to manipulate users into revealing information or taking an action which leads to the subsequent breach in information systems security.

See **Box 1.2** for additional detail of propagation vectors.

**Sniffing** consists in reading unencrypted messages to Bluetooth enabled devices. **Sniffjacking** enables unauthorised access to information from a wireless device through a Bluetooth connection.

While Bluetooth can have a range of 100 metres for laptops with powerful antennas, it has a more limited range for mobile phones, usually around 10 metres.

**Smartphone** is a cellular phone coupled with personal computer like functionality.

**Personal area network (PAN)** is a computer network used for communication among computer devices (including telephones and personal digital assistants) close to one person. The devices may or may not belong to the person in question. The reach of a PAN is typically a few metres. PANs can be used for communication among the personal nodes themselves, or for connecting to a higher level network and the Internet.

These transactions are possible as is demonstrated by the Japanese artist. See **BBC (2007b)**.

For example, some financial institutions that wish to implement transaction signing and avoid providing customers with a separate smart card reader, may in future provide support for transaction signing through a use of a customer's own mobile telephone PDA. In this way, the mobile PDA also is likely to be targeted to subvert the transaction signing process. As discussed in the glossary, transaction signing is only effective if the keyed hash for the transaction is calculated on a device that can be trusted.

It is noted that the virus was transmitted to the device through a Windows computer on the production line. See <http://www.apple.com/support/windowsvirus/>



executes automated tasks. It is most widely used in the context of Internet Relay Chat (IRC) where users can create and use bot scripts for online gaming, co-ordinating file transfers, and automating channel administration (EggDrop is one of the oldest of such benign IRC bots). The is that botnets often rely on IRC bots for command and control by attackers might explain why the term “bot” is so popular in the literature of discussions related to malware.

is the same protocol that enables both encrypted (https) and unencrypted (http) web based communications to occur. Blocking this traffic would prevent web access to a network.

one infected computer on a fibre connection with 100 Mbit/s of upload capacity could theoretically cause as much damage as 360 infected computers with upload speeds of 256 kbit/s. The average advertised download speeds for broadband in the OECD in October 2006 was 1 Mbit/s for DSL, 0.7 Mbit/s for cable and 31 Mbit/s for FTTs.

note that this data is based on self-selected spam that fits a certain category or type and therefore is representative of a smaller sample set. Furthermore, this data does not include the mass mailing worms/viruses.

AAWG uses the term “abuse” because definition of spam can vary easily from country to country.

this text has been extracted from the original report. See Ecton, M. J. van der J. M. Baer (2008), pp. 33-34.

is an advance-fee fraud in which the target is persuaded to advance barely small sums of money in the hope of realizing a much larger sum. Among the variations on this type of scam are the Nigerian Letter (419 fraud). The number “419” refers to the article of the Nigerian Criminal Code dealing with fraud.



## Chapter 2. Malware Attacks: Why, When and How?

### Malware attacks

Numerous types of malware can be used separately or in combination to subvert the confidentiality, integrity and availability of information systems and networks. Likewise, a range of different attacks can be conducted to reach different goals, such as denying access to critical information systems, conducting espionage, extorting money (e.g. ransom), stealing information (e.g. ID theft). Malware can also be used to abuse authenticity and non-repudiation, or conduct attacks on the Domain Name System (DNS).<sup>1</sup>

### Denying access

Denying access to digital data, network resources, bandwidth, or other services (denial of service – DoS) is a common goal of attacks using malware. Popular targets include companies that conduct business and risk losing significant revenue for every minute their website or services are unavailable, and governments who rely on websites to provide services to their citizens. These attacks are usually used for revenge (for example, to hurt a competitor or an organisation against whom the attacker holds a grudge or grievance), extortion, or for politically and socially motivated purposes (Messmer and Pappalardo, 2005).

### Distributed Denial of Service (DDoS) attacks

The most well known and perhaps most common method to deny access is distributed denial of service attacks (DDoS). DDoS attacks seek to render information systems' website or other network services inaccessible by flooding them with an unusually large volume of traffic.<sup>2</sup> Malware typically contributes to DDoS attacks by creating a renewable supply of

the service unavailable to most or all of its legitimate users, or at trading performance for everyone.

Simple DDoS attacks use a distributed network of bots (called a botnet) to attack a particular target. The more complex DDoS attacks use multiple bots to simultaneously attack the target. In traditional DDoS attacks, bots are used to send massive amounts of queries and overwhelm a target. However, low and slow attacks, a recent trend noted by some experts, occur over a longer period of time and use a small amount of bandwidth from thousands, if not millions, of compromised computers. The attacker co-ordinates the attack so that not all the bots will attack at the same time, but rather on a rotating basis. The victim and the Service Provider may not notice that their network traffic has increased but over time, it becomes a drain on their infrastructure and other services.

### Box 2.1 The Estonian case

In May 2007, a series of cyber attacks were launched against Estonian government and commercial websites. Some attacks involved defacing websites, adding the pages with Russian propaganda or bogus information. Up to nine websites were rendered inaccessible at various points, including those of the foreign and interior ministries. Most of the attacks were launched using botnets comprised of thousands of ordinary computers.

Estonia's computer emergency response team (EE-CERT) acted swiftly and, in close co-operation with partners from the international community, was able to weather the attack with little damage. The attack was primarily defended through – blocking connections from outside Estonia. For example, Eesti's largest bank, SEB Eesti Ühispank, blocked access from abroad to its online service while remaining open to local users. One major contributor to the success of their services domestically during the attack was the fact that Estonia has domestic Internet exchange points (IXPs).<sup>4</sup>

Two weeks after the attacks ended, one researcher identified at least 128 attacks on nine different websites in Estonia. Of these 128 attacks, 35 were directed against the website of the Estonian Police, another 15 were directed against the website of the Ministry of Finance, and 36 attacks were directed at the Estonian parliament's, prime minister's, and general government's websites.

It has further been estimated that some of the attacks lasted more than 10 hours, used 95Mbps, and peaked at about million packets per second. While this may seem like a lot, other attacks considered "big" by security experts usually peak at

DDoS attacks have been launched against governments for various reasons including political or ideological ones. For example, Swedish court websites were attacked in the summer of 2006 as a protest against the country's anti-spam measures. More recent events in Estonia raised an interesting discussion on what a cyber attack of this nature means for countries.<sup>5</sup>

## Attacks on the DNS

Attacks using “recursive resolvers”. While these attacks use recursive resolvers as their force-multiplier, they need not be directed at DNS targets although that’s where they do the most damage. They can just as easily use the DNS to conduct DDoS attacks against other targets. This type of attack uses the DNS as a weapon against something else, whereas the attacks against the DNS root servers, described above, use something else as a weapon against the DNS.

These attacks are often possible due to poor configuration of an organisation’s DNS server, which allows it to service DNS requests from anywhere on the Internet – not just from its own network. Recursive DNS servers are indirectly related to malware only in so far as they use a small number of compromised information systems to send fake DNS requests. Unlike other forms of DDoS attack, it does not depend on a large number of infected hosts or be more effective. It is important to note that the purpose of these amplification attacks is not to deny service to the DNS system itself, neither to the DNS server of a single organisation. This has the effect of making the IP routing unresolved to the entity’s domain name and making outbound DNS requests for the organisation difficult because of the depletion of resources at the organisation’s DNS server. Although the user is not always directly involved, it is also an example of how a user’s configuration can have a negative impact on others’ security.

Domain-name testing. Another trend in which malware may be involved, but not directly involved, is the practice of domain name testing.

Domain name testing is the practice of adding a grace period<sup>6</sup> to the registration of domain names so that the registrants can test the profitability of the domain names. During this period, registrants conduct a profit analysis to determine if the tested domain names return enough profit to offset the registration fee paid to the registry over the course of the

ard was declined. The process has been exploited to permit the sale of domain names in bulk. Although difficult to prove, it is likely that “botnet” domains are used to distribute malware.

### Box 2.2 A closer look at DNS

Domain Name System (DNS) is like an address book for the Internet. It lets us navigate, send and receive information over the Internet. Every user connected to the Internet uses a unique address which is a string of 4 called an “IP address” (IP stands for “Internet Protocol”). Because IP addresses are difficult to remember, the DNS makes using the Internet easier by giving a familiar string of letters (called the “domain name”) to be used instead of numeric IP address. For example, instead of typing 193.51.63.37, users can use [www.ozel.org](http://www.ozel.org). It is a “translational” device that makes the addresses for computers easier to remember.

A domain name consists of various parts, the top-level domain (TLDs) and the subdomains. TLDs are the names at the top of the DNS naming hierarchy. Only used generic TLDs include .com, .net, .edu, etc. Also, there are 244 country code TLDs (ccTLDs), such as .jp, .us, .de, etc. The suffix for a TLD controls the second-level names which are recognized as valid. The administrators of the “root domain” or “root zone” control what names are recognized by the DNS.

Root servers contain the IP addresses of all the TLD registries – both the generic registries such as .com, .org, etc. and the 244 country-specific registries such as .fr (France), .cn (China), etc. This is critical information. If this information is not 100% correct or if it is ambiguous, it might not be possible to deliver service on the Internet. In DNS, the information must be unique and accurate.

All data in the DNS is stored in hierarchical and widely distributed sets of databases known as “name servers”, which are queried by “resolvers”. Resolvers are part of the operating system or software on the user’s computer. They respond to a user’s request to resolve a domain name – that is, to find the corresponding IP address.

Internet Corporation for Assigned Names and Numbers.

[www.icann.org/about/what/faq.htm](http://www.icann.org/about/what/faq.htm).

## modify data

to create, change, delete, update, or delete an object in a system or database

output (screen or printer), and storage (USB, hard disk or memory) once a system is compromised, the integrity (i.e. trustworthiness) of the system can no longer be relied upon. Attacks on integrity are a precursor to other attacks, such as the theft of sensitive data, or a feature of an attack on authentication. However, attacks on integrity are an end goal. For example, modifying entries in a database to be fraudulent or deleting a company's customer database for commercial reasons or modifying settings on a SCADA system used for gas distribution may be designed to lead to a harmful malfunction of that system.

Another currently popular attack that modifies data is compromising a website and inserting an iFrame<sup>17</sup>, which infects regular visitors to that site. The iFrame can be inserted into legitimate websites to link to malware hosting sites and can then compromise the user.

## Identity

There are substantial differences between statistical information collected on ID theft by public authorities for policy purposes versus that collected by private businesses for commercial purposes. Some sources claim that the scale of ID theft has gone down in the past years, resulting in rising consumer confidence. In contrast, other sources advance figures suggesting an increase in ID theft. Furthermore, some financial institutions, claiming that the costs are relatively modest, are not willing to reveal their financial losses. On the other hand, other private bodies advance figures reflecting an increase in ID theft. To further complicate the debate, some financial institutions even claim that none of their customers has ever been affected by a phishing attack (Devillard, 2006). The following table presents some data to illustrate the debate around ID theft.

In 2006, the Netcraft toolbar, an anti-phishing tool developed by the Netcraft toolbar Community<sup>18</sup>, blocked more than 609 000 confirmed phishing URLs, a substantive jump from 41 000 only in 2005 (Netcraft Toolbar Community, 2007). Netcraft views this dramatic surge, mainly concentrated in November–December 2006, as the result of recent techniques implemented by phishers to automate and propagate networks of spoof pages, enabling the rapid deployment of entire networks of phishing sites on attacked web

increase since September 2006. However, in its December 2006 report the APWG notes a decrease in the number of new phishing sites (which dropped to 28 531) (APWG, 2006d).

The US Federal Trade Commission reported in 2003 that ID theft affected approximately 10 million Americans each year (US FTC, 2003).<sup>12</sup> In 2007, another report found that ID fraud had fallen about 12% from USD 55.7 billion to 49.3 billion (Javelin Research and Strategy, 2007).

However, the Javelin report was criticised and regarded as trying to persuade the opinion that "business are doing an adequate job in protecting consumers' personal information and that the onus is on consumers to better protect themselves" (Shin, 2007). A recent McAfee survey noted this discrepancy, considering Javelin's percentages as "surprisingly low" and comparing them to Gartner statistics, which, in contrast, in 2007, counted 15 million of Americans as victims of ID theft (McAfee, 2007).

## Single and multi-factor authentication

Attacks on single-factor authentication, such as a username and password, using malware are widespread and highly effective. Such attacks, attacks on integrity, are precursors to stealing information of value via the compromised computer. Single-factor credentials for computers, online banking accounts, virtual private network (VPN) remote access and the like are all vulnerable to capture via keyboard, screen, mouse protected storage (or similar areas) within the information system then easily replayed by an attacker to access the relevant accounts or

attacks on some forms of multi-factor authentication are also possible and have occurred. For example, most simple forms of multi-factor authentication, including the use of a hardware token which generates a one-time password and challenge-response with a short time to live are vulnerable to malware attack. For example, a Trojan, once installed on the computer simply waits for the user to establish a legitimate login with their bank using their multi-factor credentials. Then the Trojan sends a funds transfer in the background without the user's authorisation or notice. To the Generalist's attention, the funds appear to have been



to successfully authenticate to E-gold's website, then creating a browser session, and using various spoofing tricks to empty the account. Because the stealing and spoofing started after the authentication is completed, it circumvented any authentication that was put in place. While the e-gold Trojan did not attack multi-factor authentication it was an early example of malware able to transfer funds in the end after the user legitimately logs on to their e-gold account which therefore defeated any type of multi-factor logon authentication that did implement transaction signing (Sewart, 2004)

### Box 2.3 The two-factor token attack

A slight variation of the two-factor token attack involving a hybrid phishing/trojan attack, reportedly targeted ABN AMRO's online banking customers. The attacker sent potential victims an e-mail purporting to be from their bank (ABN AMRO). If recipients opened an attachment to the e-mail, a virus was installed on their computer without their knowledge. When the users next visited their banking site, the malware redirected them to the attacker-controlled website that requested their security details, (i.e. their PIN) and a one-time password (OTP) generated by the hardware token. As soon as the users received these details they were able to log into the customer's account on the real ABN Amro site, before the expiry of the automatically generated OTP, enabling them to transfer the customer's money. As single-factor authentication for high value transactions are replaced by multi-factor authentication, this type of attack will become more commonplace.

Outlaw.com (2007) and The Register (2007)

## Digital certificates and secure socket layer (SSL)

Digital certificates and Secure Socket Layer (SSL) connections are often used to protect the confidentiality and integrity of data sent over the Internet and to verify the authenticity of the remote host (most commonly to connect to a remote server). While these protections are useful, they do not protect security at the end points of a transaction, but generally only the communication between them. While an SSL session is established, data needs to be encrypted and decrypted as data are transferred back and forth between the client and the server. When a users' machine has been compromised by malware<sup>14</sup>, the outgoing sent can be captured before encryption occurs – and for data received – after it has been decrypted. Efforts to provide a higher level of

Errors and warnings due to invalid SSL certificates are frequently highly technical in nature and therefore confusing to users.

According to one usability study performed, consumers most often ignore the absence of an SSL connection before entering personal data, or ignore warnings provided (Dhanuja, 2007).

When organisations use self-signed certificates, "untrusted signer" warnings may be displayed and generate confusion for users.

In some cases, malicious site operators have been able to obtain legitimate SSL certificates from Certificate Authorities (Krebs, 2006).<sup>12</sup>

#### Box 2.4 The problem with digital certificates and SSL.

igital certificate<sup>13</sup> is a mechanism to establish the credentials of a person or conducting business or transactions online. It is often used within SSL<sup>17</sup> ed sessions. The use of digital certificates within SSL-protected sessions is of building trust and confidence in e-commerce and e-government ions. However, some forms of malware when installed on a user's er can wait for a legitimate SSL session to be established with a particular , for example a specific online banking site, and then inject HTML code browser interface before the legitimate remote web site page renders on 's computer.

has the effect of changing the content and appearance of the web page ough the remote site has not been modified), while the user's computer ntains a valid SSL connection with the remote host. A check of the SSL- ertificate, by the user, will show that it is a valid certificate for the remote hat the user sees on the screen and the data the user is prompted to input, r, differ from the contents of the legitimate remote site.

manipulating the compromised computer's browser interface, attackers virtually impossible for users to know whether or not they have a secure ion with a legitimate remote host – and by inference – whether what they ie browser window is the content of the legitimate remote host. Therefore, of digital certificates within SSL-protected sessions, as a means of verifying the identity of a remote web domain, has been fundamentally ined.<sup>14</sup>

ness and restore the data.<sup>12</sup> Although this type of malware is not as new as other types of malware, there were several high profile cases in 2004 that raised attention around the issue (Sophos, 2007a). Such attacks deny the user/owner access to their own data, but harm the availability and integrity of that data by the attacker's unauthorised access to it and encryption of it.

### Box 2.5 A random example: the Arhiveus

In 2004, a Trojan horse attacked files in Microsoft Windows users' "My Documents". The files were then encrypted so users could not access them, paying a ransom in return for the restoration of the files.

If users tried to access their files, they were directed to a file containing instructions on how to recover the data. The instructions began:

**INSTRUCTIONS HOW TO GET YOUR FILES BACK READ CAREFULLY  
YOU DO NOT UNDERSTAND - READ AGAIN**

*This is the automated report generated by anti-archiving software*

*Your computer caught our software while browsing illegal porn pages, all your documents, text files, databases in the folder My Documents were locked with long password*

*We cannot give the password for your archived files - password length is more than 30 symbols that makes all password recovery programmes fail to restore it (guess password by trying all possible combinations)*

*Do not try to search for a programme that encrypted your information - if it only does not exist in your hard disk anymore. Reporting to police about it will not help you, they do not know the password. Reporting somewhere but our email account will not help you to restore files. Moreover, you and your people will lose contact with us, and consequently all the encrypted information.*

In many of these cases the attacker encrypts files such as personal photos, letters, household budgets and other content. To retrieve their data, users are required to enter a 30 character password which they were told would be available after making purchases from one of three online drug stores.

Sophos (2007b) "Security Threat Report Update July 2007", <http://www.sophos.com/usa/resources/whitepapers/>, accessed 12 December 2007

the UK's public and private critical information infrastructures require were assessed to be seeking covert gathering and transmitting of information (NISCC, 2005). Malware of this sort can also be used by companies and other organisations to gather information about their users as demonstrated by the below example.

### Box 2.6 The case of Michael and Ruth Hasephanti

In March of 2006, Michael and Ruth Hasephanti were extradited to Israel from the UK where they were charged with creating and distributing a Trojan used in industrial espionage against some of the biggest companies in Israel. Michael Hasephanti is said to have developed and refined the programme while his wife, Ruth, managed business dealings with several private investigation firms which bought it and installed it on the computers of their clients' stores. Specifically, the Trojan horse is believed to have been used to spy on: Rakeh public relations agency (whose clients include Israel's second mobile phone operator, Pariser Communications), and the HOT cable news group. Another alleged victim was Chazques Motors, who import Volkswagen motor vehicles.

Michael Hasephanti was formally charged with aggravated fraud, unlawful access, virus insertion, installing tapping equipment, invasion of privacy, managing an unlawful database, and conspiracy to commit a crime. Ruth Hasephanti was charged with lesser offences as the prosecution regarded Ruth's assistant because her job was only to perfect the programme and to the needs of specific clients.

Mosagolaba (2006) and Soplein (2006c)

### Gathering information

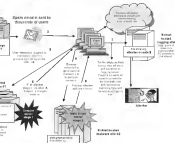
Over the past five years, information theft, and in particular online identity (ID) theft<sup>20</sup>, has been an increasing concern to business, governments, and individuals. Although malware does not always play a role<sup>21</sup>, ID theft directly using malware has become increasingly common with the rise of backdoor Trojans and other stealthy programmes that can enter a computer system and capture information covertly.

As illustrated in Figure 2-1, online ID theft attacks using malware can be initiated in a number of ways, and can use multiple Internet servers to distribute spam and phishing e-mails, compromise users' information systems, and then log the stolen information. Another website controlled by the attacker or send it to the attacker's server at C<sub>attacker</sub>, or to a third-party server, or to a multiple server.

use of multiple domain names and multiple hosts or bots (and their real IP addresses) is designed to increase the time available for gathering the sensitive information and reduce the effectiveness of efforts by organisations (such as banks), CSIRTs and ISPs to shut down infected sites. Under the domain name system (DNS), attackers are able to read and easily change their DNS tables<sup>23</sup> to reassign a new IP addresses to all web and logging sites operating under a particular domain<sup>24</sup>.

The effect is that as one IP address is closed down, it is trivial for the malware active under another IP address in the attacker's DNS table to simply, in a recent case IP addresses operating under a single domain changed on an automated basis every 30 minutes, and newer DNS servers have made it possible to reduce this time to five minutes or less. Attackers may use legitimate existing domains to host their attacks, or specially created fraudulent domains. The only viable mitigation – to the latter situation is to seek de-registration of the domain (ICRT, 2006).

Figure 2.1 Online ID theft attack system involving malware

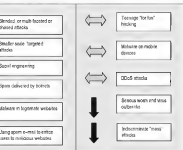


## Attack trends

The dynamic nature of malware keeps most security experts constantly lookout for new types of malware and new vectors for attack. Due to the complex technical nature of malware, it is helpful to examine overall trends to better understand how attacks using malware are evolving. As mentioned previously, the use of malware is becoming more covert and targeted. Attackers are using increasingly deceptive social engineering techniques to entice users to seemingly legitimate web pages actually infected and/or compromised with malware. Figure 2.2 lists the types of attack that seem to be on the increase, those that are out of favour, and those for which the trend remains unclear or not known.

**Figure 2.2** General attack trends

- that seems to be prevalent or on the rise
- that seems to be declining
- for which the direction is unclear



## Malware attacks

in refers to both where the attackers who launch the attack are based and the computer systems that actually attack the targeted system are based.

In most cases, it is easy to see where the attacking computer are hosted based on their Internet protocol or "IP" addresses, but it is usually sufficient to identify the person responsible for launching the attack. For example, "spoofing" is a technique designed to deceive an intended person about the origin of, typically, an e-mail or a website.<sup>25</sup>

However, rarely is the attacker located in the same geographic region as the attacking hosts. It is common practice among cybercriminals<sup>26</sup> to use leased computers (and to a lesser extent anonymous proxies<sup>27</sup>) hosted in foreign legal jurisdiction to launch their attacks. This protects their identity and provides additional computing resources beyond what they otherwise afford. Criminals are acutely aware of the significant legal impediments that hinder or even prevent cybercrimes from being conducted if the crimes are sourced locally.

Malware is now spread around the world and rankings<sup>28</sup> tend to show whole host of countries across the developed and the developing are home to online criminals using malware. Although attacks originating from one country may have local targets, the predominant trend is that originate internationally relative to their targets. In addition, they may play a role depending on the end goal of the attacker. For example, broadband Internet speeds differ from country to country. If an attacker wishes to maximise network damage, he/she may use compromised computers located in countries where broadband is prevalent. If the goal is to take service or steal information over time, the attacker may use leased computers from a variety of geographical locations. Global distribution allows for increased anonymity of attacks and identification, investigation and prosecution of attackers.

Figure 2.3 Malicious actors

### The Innovators

ed individuals who devote their time to finding security holes in systems  
 ew environments to see if they are suitable for malicious code  
 tige  
 be the challenge of overcoming existing protection measures

### The Amateur Fame Seekers

s of the game with limited computing and programming skills  
 for media attention  
 eady-made tools and tricks

### The Copy-Catlers

be hackers and malware authors  
 for celebrity status in the cybercrime community  
 ed in recreating simple attacks

### The Insiders

imited or ex-employees, contractors and consultants  
 ge of their  
 dvantage of inadequate security aided by privileges given to their  
 h the workplace

### Organised Crime

motivated, highly organised, real-world cyber-crooks, Limited in  
 rtheless in power

core of massterminds concentrated on profiteering by whichever means  
 ounding themselves with the human and computer resources to make

lee (2006) "Victim Cyberology Report 2007 Organized Crime and the Internet",  
[www.computerworld.com.au/white\\_paper.html](http://www.computerworld.com.au/white_paper.html)

as actors

re the malicious actors?



ised Crime"<sup>22</sup> based on a recent report on criminal activity on line. Important to note, however, that there is also a whole category of actors whose motivations are political or ideological rather than solely financial.

If a certain amount of crime is always "local", the vast majority of crime crosses jurisdictional boundaries and international borders thus giving the criminals' risk of identification and prosecution. Because many attacks are not able to be traced back to the people that conduct them, it is difficult to provide authoritative insight into the nature of groups or individuals involved in the proliferation of the various types of crime. However, some law enforcement and financial institutions are actively engaged in monitoring and investigating the money trails arising from online fund transfers as a result of phishing and ID theft/Trojan related attacks. These investigations involve identification of money mules, who are often recruited wittingly and often unwittingly by criminals, to facilitate illegal funds transfers from bank accounts.

Figure 2.4 illustrates the evolution of malware in terms of malicious actors showing a clear evolution from "lone seeking "technies" to actors motivated by financial gain.

### *Are their capabilities and motivations?*

As demonstrated earlier in this report, attacks using malware are becoming increasingly complex. But while the sophistication of the attacks increases, the knowledge required to carry them out significantly decreases. Although this might seem counterintuitive, it can largely be attributed to the increased market for malware. The anonymity of today's Internet has motivated adversaries who are capable of purchasing malware to use in their attacks to more sophisticated attackers.

Figure 2.4 Visibility of malware vs. malicious intent



Giovanni et al. were concerned at

## the business model

an expert recently noted that “creating one’s own bot and setting up a botnet is now relatively easy. You don’t need specialist knowledge, but can download the available tools or even source code” (McAfee Inc.). In addition, “off-the-shelf” kits with ready-made Trojans can be downloaded from the Internet. Some versions are guaranteed by the authors to be undetected by security defences and some even include a “service agreement” by which the author guarantees, for a certain period of time, to create new variants for the criminal once the original malware is detected. It has been estimated that this service can cost as little as USD 800 (eLabs, 2006). In addition, many malicious services, such as botnets, are available for hire.

Malware, and by extension its main propagation vector, spam<sup>28</sup>, are increasingly combined as key underpinnings of criminal techniques to make the most of the rapidly evolving “Internet economy”. Malware has evolved into a “market” money-making schemes because it offers such a profitable business model. Malware techniques are becoming increasingly automated, but some users continue to lack appropriate protection. Improving the resilience business model can help industry participants

critical espionage, or to gain access to privileged or proprietary information or to deny access to critical information systems).

If attackers continue to remain successful at launching attacks, the cyber economy becomes self-perpetuating. Spammers, plashers, and other criminals are becoming wealthier, and therefore have more financial power to create larger engines of destruction. It is a big business, run by wealthy individuals, with multiple employees and large sums of illicit cash. In addition to an increased frequency and duration of attacks, the amount of damage is significant.<sup>34</sup>

Modern attacks demonstrate an increasing level of convergence, with a fusion of spam and social engineering designed to yield the greatest profitability to the attacker. In addition, today's attacks often consist of waves each having a specific purpose. A simple attack will start with sending up a list of valid e-mail addresses. It will be followed by e-mail harvested accounts containing viruses with a payload that makes a system part of a botnet. Once part of a botnet, the machines are often used to disseminate phishing emails which in turn produce the attack's pay return.

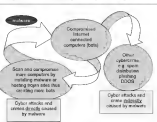
### *Economic rationale for malware*

Email is not at an economic equilibrium between the sender and the recipient because it costs virtually nothing to send. All the costs of dealing with spam and malware are passed on to the Internet provider and the "innocent" recipients, who are charged for protective measures, bandwidth or connection costs, on top of the costs of repairing the computer or lost money to scams. At the same time, criminals minimize their costs because they pay no tax, escape the cost of running a genuine business, and disseminate only to others in criminal circles worldwide and at a relatively low price.

The cost to malicious actors continues to decrease as freely available storage space increases. Further, the use of botnets makes it easier and cheaper to send malware through email. Today's criminals often have a cheap technique for harvesting email addresses as well as easy access to malware and outsourced spamming services. Anti-detection techniques are constantly evolving to make it cheaper to operate, and malicious actors can easily switch ISPs if their activity is detected and their

in the malware itself and the compromised computers being used to launch malware attacks are a low cost, readily available and easily replaceable resource. High speed Internet connections and increased bandwidth allow for the mass creation of compromised information systems to comprise a self sustaining attack system as illustrated by Figure 2.5. Moreover, malicious actors can replace compromised information systems that have been disconnected or cleaned, and they can expand the number of compromised information systems as the demand for resources (malware and compromised information systems) for committing attacks also grows.

Figure 2.5 Self sustaining attack system using malware



As this figure shows how malware is used to create a self sustaining source of compromised computers that serve as the backbone of malicious online activity and cybercrime. Information systems connected to the Internet can become infected with malware. These information systems are then used to scan and compromise other information systems.

## Malware and underlying business process

Underlying business processes for spam and malware largely follow the same patterns.

- Gathering of addresses, targeted or not, and/or developing or acquiring control of a botnet.

- Delivering spam, with or without malware, from other people's computers through botnets.

- Publishing fraudulent websites to capture users' data.

In this pattern, certain groups of attackers are active in the entire value chain starting with the development of the malware and performing the distribution of the spam and/or malware, all the way to laundering the money from the "clean" bank account. Much of the criminal market, however, is divided into clusters of expertise with the opportunity to source partners and clients, primarily through Internet Relay Chat (IRC) channels, closed bulletin boards, and online forums.

Criminals develop, maintain and sell malware, botnets, spamming software, CDs full of addresses harvested from web pages, lists of proxy servers and lists of open simple mail transfer protocol (SMTP) relays. The lists of addresses or controls of a botnet are then bought or sold. These lists are often inexpensive at around USD 100 for 100,000 addresses. An entire online criminal operation could be carried out at little or no cost, the only hard costs are various "utilities" such as electricity, Internet connection, e-mail addresses, or web hosting, and even these can be financed illegally.

Due to the use of malware to facilitate cybercrime, particularly crimes motivated by illicit financial gain, has increased, the money made through this online activity has become increasingly difficult to trace. As in most criminal investigations, tracing where the money goes by following the cash flows could provide essential information on the criminals. However the victims of online malicious activity are increasingly not paying by wire transfers (46% of online scams transactions in the US), followed by card payment (28%), both much preferred for their speed and the potential to mask tracks easily, by comparison with cheques which now represent less than 10% of the payments.<sup>23</sup> These types of payments are fast and can be made almost anonymously through the use of multiple financial accounts across borders. Alternative payments systems like e-Gold<sup>24</sup> or PayPal used by criminals further down the chain make it even more difficult to trace financial movements. Users of these online payment services can open an account using a fraudulent name and deploy a

## Notes

e “Indirect attacks on the DNS” below for further information on types attacks.

is also possible to cause a denial of service in a network device or plication by exploiting vulnerabilities in an operating system or plication software. For example, this could be accomplished by an acker sending specially crafted packets to the device or application ere the vulnerability exists. DOS attacks of this type can be rectified, erved, by applying the software or firmware patch, or implementing ne other work-around. In the case of flood attacks, the ability to rigate is more difficult and protected and hence the impact is dentally more serious.

e Chapter 1, “The Malware Internet: Botnets” section, for a mprehensive discussion of bots and botnets.

n Internet exchange point (IX or IXP) is a physical infrastructure that lows different Internet Service Providers (ISPs) to exchange Internet ffic between their networks by means of mutual peering agreements, rich allow traffic to be exchanged without cost. IXPs reduce the portion an ISP’s traffic which must be delivered via their upstream transit ivers, thereby reducing the Average Per-Bit Delivery cost of their vice. Furthermore, IXPs improve routing efficiency and fault-lerance.

or example, a senior official was quoted by *The Economist* saying “If a mber State’s communications centre is attacked with a missile, you call an act of war. So what do you call it if the same installation is disabled th a cyber-attack?”, see *The Economist* (2007), “A cyber riot”, 10 ay.

he Add Grace Period (AGP) refers to a specified number of calendar ys following a Registry operation in which a domain action may be ersed and a credit may be issued to a registrar. AGP is typically the re day period following the initial registration of a domain name.

he Internet Protocol (IP) allows large, geographically diverse and

is is a theoretical proposition only. The authors are not aware that such bot attacks have occurred involving the use of malware.

**Frames** is the hybrid of *active frame*, and describes an HTML element which makes it possible to embed another HTML document inside the current document. Frames are commonly used to insert content (for instance an advertisement) from another website into the current page.

The **Netscape toolbar Community** is a digital neighbourhood watch theme in which expert members act to defend all Internet users against phishing attacks. Once the first recipients of a phishing e-mail have reported the target URL, it is blocked for toolbar users who subsequently visit that same URL.

**Net packages**, known broadly as Rockfish or R11, each included dozens of sites aimed at speeding major banks.

**Net** includes all types of ID Theft, online and offline

**U-Gold** is a "digital currency", but which is backed by real gold and silver stored in banks in Europe and the Middle-East. U-Gold can be used as a trusted third party intermediary whereby the money is transferred only once the product or service bought has been received.

**U-Gold** (if not all) Trojan variants being used for illicit financial gain have a ability to capture data transmitted during an SSL session – not just one which also include HTML injection functionality.

**VeriSign** certificate authority is an entity, such as VeriSign, that issues certificates.

**Digital certificate** is a means of authenticating an identity for an entity when doing business or other transactions on the web or on line. Digital certificates exist as part of public key infrastructures (PKI). PKI uses public key cryptography and an associated hierarchical infrastructure of one or more Certification Authorities (CAs) and Registry Authorities to process requests for, issue and revoke certificates. Even when a digital certificate is valid, all valid certificates should not be trusted equally. Some certificates are self-signed and hence have no independent third party to verify that they are a legitimate business entity or own a particular domain and others, which may be issued by a CA, have only low assurance levels, where the CA has provided only very basic checking to verify that the entity who it is claiming to be. A certificate contains the entity's name, a serial number, certificate expiration date, a copy of the certificate holder's public key (used for encrypting messages and verifying digital

SSL is a cryptographic protocol used to provide secure communications over the Internet, for such things as web browsing, e-mail, Internet faxing, instant messaging and other data transfers.

Some recent versions of the Houdoor Trojan also have the ability to use FTL injection. See AusCERT (2006).

It has been assessed that such attacks are not likely to gain popularity as any organisation with a basic level of preparedness should have back-up copies of their data available. However, it may also be that individuals are not aware of this risk, or simply lack basic security education to protect themselves from malware.

The OECD (2008b), where Identity Theft is defined as the unlawful theft, possession, or misuse of personal information with the intent to commit, or in connection with, a fraud or other crime.

Identity theft attacks most often use social engineering techniques to convince the user to accidentally disclose information to what they assume is a trusted source. This technique, known as Phishing, does not directly rely on the use of malware to work. It uses deceptive or “spoofed” e-mails and fraudulent websites impersonating brand names of banks, e-retailers and credit card companies to deceive Internet users into revealing personal information. However, as many phishing attacks are launched via spam e-mails sent from botnets, malware is indirectly involved as it is used to create botnets which are in turn used to send the spam e-mails in phishing attacks. Malware would be directly implicated when the spam e-mails contained embedded malware or a link to a website where malware would be automatically downloaded.

This is a technique known as “fast flux”.

DNS table provides a record of domain names and matching IP addresses.

See previous sections of Chapter 2 for a discussion on attacks using the DNS and attacks against the DNS.

When spoofing is used, identifying the source IP address of an e-mail or chat is usually a futile effort. It is also possible to spoof the source IP address of an IPv4 datagram, thereby making real identification of the source IP address much more difficult. It should be noted that this is often not required for an attack to succeed or can be counter-productive for the attacker if the objective is to steal data from a company. The use of anonymising technologies could pose a more serious problem for



we refer to cybercriminals who are conducting attacks full-time for not financial gain and may have an area of specialisation or be involved in a variety of business lines such as phishing, Trojans, spam distribution, clickfraud, malware development, etc.

On computer networks, a proxy server is a server (a computer system or an application programme) which services the requests of its clients by forwarding requests to other servers. A client connects to the proxy server, requesting some service, such as a file, connection, web page, or other resource, available from a different server. The proxy server obtains the resource by connecting to the specified server and requesting a service on behalf of the client. A proxy server that removes identifying information from the client's requests for the purpose of anonymity is called an anonymising proxy server or anonymiser.

For example, see Symantec (2007) p. 9.

"Organised crime" is used loosely in this context and often refers to a group of profit-motivated criminals who trade services with one another in an open marketplace.

As discussed previously in this paper, not all spam contains malware. However the majority of spam is sent from information systems that have been compromised by malware.

See Chapter 3, "Malware: Why Should We Be Concerned?" for a discussion of the impacts from malware.

Simple Mail Transfer Protocol (SMTP) is the de facto standard for e-mail transmission across the Internet.

United States National Consumer League / National Fraud Information Center (2006), p. 2.



### Chapter 3. Malware: Why Should We Be Concerned?

growth of malware, and the increasingly innovative ways in which it is used to steal personal data, conduct espionage, harm government operations, or deny user access to information and services, is a truly serious threat to the Internet economy, to the ability to further extend for citizen services, to individual's online social activities, and national security.

#### Enabling factors

The capabilities of malware make it a prevalent "cybercriminal tool". However, broader economic and social factors may contribute to its widespread occurrences and the robust state of the malware economy. The chapter describes some of these factors which, while they bring important benefits to society, also facilitate the existence and proliferation of malware.

#### Globalization and Internet and its users

In 2005, the International Telecommunication Union estimated 216.708 million broadband Internet subscribers in the world (ITU, 2007). Moreover, it is generally agreed that there are an average of 1 billion Internet users in the world today. As the number of subscribers and users grows, so does the number of available targets for malware. The widespread prevalence of high speed Internet and the availability of wired and wireless connections make it easy for malicious actors to fully carry out attacks as they can compromise computers at faster speeds and use the bandwidth to send massive amounts of spam and conduct Denial of Service attacks. Furthermore, these "always on" connections allow malicious actors to be mobile and to attack from any location, including mobile devices.

important to note that while broadband technologies are an enabling it is the behaviour associated with these technologies that are at risk. For example, people often fail to adopt appropriate security measures when using broadband technologies and therefore leave their systems open without the appropriate security software installed.<sup>1</sup>

### *More services available online*

As governments, consumers and businesses depend on the Internet to conduct their daily business. In 2004, the OECD found that, in most OECD countries, over 90% of businesses with 250 or more employees had access to the Internet. Firms with 50 to 249 employees also had very high rates of Internet access (OECD, 2005). Home users rely on the Internet for their day-to-day activities including shopping, banking or simply exchanging information including e-government and e-commerce transactions. As the amount of services available continues to increase, so does the likely community of users accessing these services on-line. This in turn increases the available attack surface for attack or exploitation which provides further incentive for attackers to conduct malicious activity.

### *Growing system and software vulnerabilities*

As more vulnerable the technology, the more likely it is to be exploited through malware. For example, the security firm Symantec reported a 12% increase in the number of known vulnerabilities from the first half of 2006 (January-June 2006) to the second half (June-December 2006) which they largely attribute to the continued growth of vulnerabilities in applications (Symantec, 2007). Microsoft also reported an increase in disclosed vulnerabilities from 2005 to 2006. The increase in vulnerabilities corresponds to an increase in incidents. Microsoft reported an increase in the number of machines disinfected by its Malicious Software Removal Tool from less than 4 million at the beginning of 2005 to more than 10 million at the end of 2006 (Microsoft, 2006b).

It is important to note that the absence of known reported vulnerabilities in a software product does not necessarily make that product more secure than a product that has known reported vulnerabilities – it may simply be that the effort has not been expended to find them. In addition, tools that find software vulnerabilities are improving, companies are doing more

### *target average Internet user*

the reliance of home users and small to medium-sized enterprises on the Internet increases, so do the malware threats they face. Users and business are increasingly exposed to a new range of i.e., targeted attacks that use malware to steal their personal and business information.

Many Internet users are not adequately informed about how they can manage their information systems. This lack of awareness and inaction or misaction contributes to the increasing prevalence of i.e.. Most malware requires some form of user action or acceptance to infect. Recent surveys from various organisations show that while more are taking measures to protect their information systems, a large proportion of the population lacks basic protective measures. For example, a report commissioned by the Australian Government, *Trust and Growth Online Environment*, found that only one in seven computers in a home uses a firewall and about one in three uses up-to-date virus scanning software (OECD, 2007b). After hearing descriptions of i.e. and "adware," 43% of Internet users, or about 59 million US adults, said they had had one of these programs on their home computer (Brendler, 2007).

The European Commission's Eurobarometer E-communications survey, observed an increase in consumer concerns about spam in 2006 (European Commission, 2007). For some EU Member States up to 45% of consumers had experienced significant problems. In the cases, the computer performance decreased significantly, in 27% cases a breakdown was observed. In the same survey, 19% of users had no protection system at all on their computers. Other data suggests that home users are the most targeted of all the sectors being hit by 93% of all targeted attacks<sup>2</sup> and thus highlighting that weak security is one important enabler of malware (Symantec, 2007).

### **malware**

In many cases, the consequences of inadequate security measures are felt not only by the user but also by others in society. For example, if one user's computer is infected and connected to a network or the Internet is inadequately protected and

If many attack trends are increasing, it is nevertheless unclear how trends relate to the overall damage caused by malware. Detecting a number of Trojan variants does not necessarily mean that there is damage. It could also be a response to improved security defenses. Similarly, signalling that large-scale botnets are shrinking in size does not only mean that the counter measures are effective. It might be that we have found smaller and more focused botnets to be more viable. In short, because malicious attack trends are highly dynamic, it is difficult to draw reliable conclusions from them regarding economic damage.

However, considering the growing proportion of compromised information systems connected to the Internet in any single country and the ongoing challenges to detect and remove malware, the impacts of malware damage are, in all probability, rising as a result.

### *Indirect impacts – sample data*

Although precise data on online criminal activity and the associated economic losses are difficult to collect, it is generally accepted that malware damage is significantly higher than these losses.<sup>2</sup> Further, where data on cybercrime economic impact are available, businesses and governments are often reluctant to share it publicly.

The association of banks in the United Kingdom estimated the direct damage caused by malware to its member organisations at GBP 12.2 M in 2004, GBP 23.2 M in 2005, and GBP 33.5 M in 2006, an increase of 90% from 2004 and 44% from 2005 (Whittaker, 2007). It is important to note that direct losses are not fully representative of the actual financial impact. They do not measure diminished customer trust in online transactions, loss of sales, impact on the brand, and other indirect and opportunity costs. It is also challenging to quantify. Likewise, they do not include costs, such as expenses for analysing malware, repairing, and cleansing infected systems, costs associated with the procurement of security tools (such as firewalls and anti-malware software), or loss of productivity caused by the need for employees to interact with a system when affected by an attack.

A recent survey of 52 information technology professionals and managers estimated a slight decline in the direct damages associated with malware, from EUR 12.2 billion in 2004, to EUR 10 billion in 2005, to EUR

ed the annual loss to United States businesses at USD 67.2 billion (National Accountability Office, 2007).

Although the malware-related costs of security measures are considered very high, estimates provided by market participants in the empirical study conducted in Part II of this book ranged from 6–10% of the capital cost of IT assets (Van Hooten, 2008). No clear estimates of the effects of malware-related expenses were available, although the study found that most firms did experience such effects (see Part II, “Survey Results on the Impact of Malware”). There was evidence throughout the empirical research team that such effects are important, although no specific indication as to magnitude is available.

The cost to individual consumers may be even more difficult to estimate, however, it is likely significant. One example is the United States consumers paid as much USD 7.8 billion over two years to repair or replace information systems infected with viruses and spyware (Broadley,

2008). Although the most of the data are not comparable across studies, and the data are often limited in scope, they do illustrate the magnitude of the impact, for both businesses and consumers, resulting from malware. Also, the collective public costs of fighting malware – ranging from the costs of maintaining public-private monitoring organisations, to the costs of public education campaigns and law enforcement – add to these costs. Finally, there are the potentially high indirect costs of malware, in the form of slower migration to efficiency enhancing forms of electronic commerce. The research study presented in Part II of this report indicates that the direct and indirect costs of malware could be a double-digit percentage of the revenues of participants in the information and communications market.

### *Impact on market participants*

The following briefly illustrates how some key market participants are affected by malware (Eaton and Bauer, 2008).

#### *Internet Service Providers (ISPs)*

Both the costs and revenues of ISPs, and hence their profitability, are

botnets generating massive amounts of spam, if left uncontrolled, opportunity costs to the ISP.

level of these opportunity costs depends on the capacity utilisation of the network. If the network has significant spare capacity, the opportunity costs of additional traffic to the ISP will be low. However, if the network is near capacity utilisation, the opportunity costs may be significant. Malware-induced traffic may crowd out other traffic in the network and require additional investment in network facilities, in particular routers and transmission capacity, in the medium and long run.

Malware may also affect an ISP indirectly via reduced revenues if its name or customer reputation suffers, for example, because of spamming and reduced connectivity. ISPs will invest in preventative measures to reduce malware, such as filters for incoming traffic or technology that enable them to quarantine infected customers, only if the costs are less than the direct and indirect cost inflicted by malware.

### *Electronic-commerce (E-commerce) companies*

E-commerce companies are affected by malware in a variety of ways. They have to deal with DDoS attacks, often requiring them to buy more services from their ISPs so as to protect the availability of their services.

Furthermore, malware has been used to capture confidential customer data, such as the credit card information registered with customers' accounts with e-commerce companies. Some sophisticated forms of malware have been able to defeat the security measures of online banking that rely on so-called multi-factor authentication – i.e. on more than one type of login credentials.

Even if customer information does not immediately allow access to financial resources, it can be used to personalise phishing e-mails that try to trick customers into revealing financial information. There are also cases where malware is located on the servers of e-commerce companies, and the companies are unaware that their website hosts malicious content that is served to its visitors. Typically, it is the e-commerce customers who are harmed, though directly or indirectly the e-commerce company may also be affected. Financial service providers often compensate their customers. For other companies there can be reputation



These vulnerabilities does not impact the software vendors directly, but it may have reputation effects and require costly response measures. Finding, testing and applying vulnerability patches is costly, not only on the part of the vendor, but also for its customers.

Software developers typically face difficult development trade-offs between security, openness of software as a platform, user friendliness, and development costs. Investments in security may delay time to market and have additional opportunity cost in the form of lost first-mover gains. On the other hand, if reputation affects work, software vendors whose products have a reputation of poor security may experience costs in the form of lost revenues. These effects are mitigated, however, by the fact that many software markets tend to have dominant firms and thus lock-in users to specific products.

### Domain registrars

Domain registrars have become part of the security ecosystem. Their business models and policies affect the costs of malware and of the criminal markets built around it. Registrars may derive additional revenues from malware registrations, even if they are related to malware, but do not incur any specific direct costs. Nonetheless, if their domains are associated with malicious activity, it may result in an increasing number of takedown and informal abuse notifications. Dealing with such abuse notifications is costly, requiring registrars to consult and train staff. Filtering domains may also result in legal liabilities.

Moreover, many registrars may be ill-equipped to deal with malware takedown requests. Malware domain de-registrations can be very costly to process compared to, for example, phishing domain de-registrations, which are normally a clear breach of trademark or copyright. Reports report that registrar abuse handling teams will often cite insufficient evidence to process a de-registration request, although evidence is provided for many incident response teams has been provided. Because of the risk of legal action where a legitimate domain would be incorrectly de-registered, registrars often prefer to support their customer rather than the malware.

One of the economic costs that registrars face is proving the identity of malware. Certain domain spaces (.com.au, for example), require strict tests

End users form the most diverse group of players, ranging from home users to large corporations or governmental organisations. End users range from home PCs to corporate web servers, are the typical target of malware. The economic impact of these infected computers is distributed throughout the whole value system. Some of the impact is suffered by other players, not by the owners of the infected machines, although there is damage directly impacting the owners, for example by stealing sensitive information from the compromised machine.

### *Loss of trust and confidence*

Society's heavy reliance on information systems makes the success of the failure or compromise of those systems potentially catastrophic. Malware is an effective and efficient means for attackers to target large numbers of information systems, which cumulatively has tended to undermine and erode society's ability to trust the integrity and confidentiality of information traversing these systems. The failure to provide adequate protection for the confidentiality and integrity of online transactions may have implications for governments, businesses and citizens. For example, electronic government (e-government) services, online filing for taxes or benefits, are likely to include personal data. If compromised could be used to commit fraud. Information systems in businesses or large public and private sector organisations might be compromised, affecting access to such e-government or electronic commerce (e-commerce) services.

The nature of malware is such that it is not possible to trust the confidentiality or integrity of data submitted or accessed by any computer compromised by malware. It is often difficult to readily distinguish a compromised host from one that is not compromised and, as a result, in an environment like the Internet, in which malware has taken hold, connections to infected hosts must be treated as potentially suspect. Therefore, the ability to have trust and confidence in online transactions can be further undermined because traditional mechanisms for building trust and confidence in the information economy such as authentication, encryption and digital signatures can also be subverted, bypassed or manipulated by malware.

In recent years, a number of surveys have been conducted which show

, thus enhancing the economic benefits and efficiencies expected from use of these platforms.

There are other studies, however, which show that the convenience and safety of the online channel is driving growth in participation in e-commerce and e-banking despite these concerns. In 2006, RSA Security released the first Internet Confidence Index designed to measure changes in American and European confidence in secure online transactions among consumers and businesses (RSA Security, 2006). At the time, the annual index based on data gathered from business and consumer audiences in the United States, the United Kingdom, Germany and France, revealed that the desire to transact online was on average outpacing trust and that both businesses and consumers were absorbing the risks in order to reap the benefits of online transactions.

These two seemingly contradictory pieces of evidence point out that the impact of trust is not yet adequately understood and that indeed it is difficult to measure consumer trust and confidence in the online environment. However, empirical evidence reveals that e-commerce does benefit greatly from the ability to conduct business online.<sup>4</sup> The estimated efficiency gains in the financial sector, for example, the savings associated with the enormous volume of transactions translates into a very powerful incentive to move as much volume of these services as possible online. Repeatedly in the study, e-commerce companies indicated that any investment levels were much higher than justified by the direct savings by one or two orders of magnitude (Eaton and Bauer, 2008). These direct losses are not seen as indicative of the overall problem. It is much more devastating, for example, if online fraud eroded consumer trust or slowed down the uptake of online financial services.

### *critical information infrastructures*

Physical infrastructures at the basis of our society, such as power grids or water plants, are now often dependent upon the functioning of underlying information networks for their instrumentation and control. Most industrial systems that both monitor and control critical processes were not designed with security in mind, let alone for a globally networked environment, but are now increasingly being connected, directly or indirectly (through corporate networks), to the Internet and therefore face a

potential to impact the public and private sectors and society as a

There have been a few cases where attacks using malware have directly and severely affected critical information infrastructure. For example, in 2000 malicious hackers used a Trojan to take control of a gas pipeline run from Denmark (Denning, 2000). In January 2003 the “Slammer” worm, which caused major problems for IT systems around the world, penetrated the monitoring system at a US nuclear plant for nearly five hours (A, 2003). The US Nuclear Regulatory Commission investigated the attack and found that a contractor established an unprotected computer connection to its corporate network, through which the worm successfully penetrated the plant’s network (US Nuclear Regulatory Commission, 2003). Recently, the United States indicted James Brewer for operating a botnet of over 10,000 computers across the world, including computers at Cook County Bureau of Health Services (CCBHS). The malware infected computers to, among other things, repeatedly freeze or crash without notice, thereby causing significant delays in the provision of services and access to data by CCBHS staff.<sup>11</sup>

Although governments are often reluctant to disclose instances of attack on the critical infrastructure, it is apparent that protecting the information systems that support the critical infrastructure has become increasingly important.<sup>12</sup> Despite only a few reported cases, it is widely acknowledged that critical information systems are vulnerable to attack. For example, although the 2003 blackout in the northeast US and Canada was attributed to a software failure, analysis of the incident demonstrated that the systems were vulnerable to electronic attack, including through the use of malware.<sup>13</sup>

## 6.2 fighting malware

Protecting against, detecting and responding to malware has become increasingly complex as malware and the underlying criminal activity which it supports are rapidly evolving and taking advantage of the global nature of the Internet. Many organisations and individuals do not have the resources, expertise to prevent and/or respond effectively to malware attacks associated secondary crimes which flow from these attacks such as theft, fraud and DDoS. In addition, the scope of one organisation’s

and finding ways to block them, but notes that this is almost an insurmountable task, with about 200 new samples per day and growing (Greene, 2007). Another company reported it receives an average of 15 000 files – many as 70 000 – per day from their product users as well as CSIRTs and others in the security community (OECD, 2007b). When samples are received, security companies undertake a process to determine if the code is malicious. This is done by gathering data from other vendors, using automated analysis, or by conducting manual analysis when automated methods fail to determine the malicious nature of the code. One company estimated that each iteration of this cycle takes about 40 minutes and they release an average of 10 updates per day (OECD, 2007b). Moreover, there are many security vendors who all have different insights into the malware problem.

Most security technologies such as anti-virus or anti-spyware products operate on a signature-based meaning they can only detect those pieces of malware for which an identifier, known as a “signature” already exists and have been released. There is always a time lag between when new malware is released into the “wild”, when it is discovered, when anti-virus vendors release their signatures, and when those signatures are dated onto users’ and organisations’ information systems. Attackers actively seek to exploit this lag of heightened vulnerability. It is widely accepted that signature-based security such as anti-virus programs are largely insufficient to combat the complex and prevalent malware. For example, one analysis<sup>11</sup> that compared anti-virus detection rates for 17 different anti-virus vendors revealed that, on average, only about 48.66% of malware was detected. Empirical evidence such as this indicates that attackers are actively creating new malware creations against popular anti-virus programs to ensure they go undetected.

In addition, malicious actors exploit the distributed and global nature of the Internet as well as the complications of law and jurisdiction bound by national and physical boundaries to diminish the risks of being identified and prosecuted. For example, a large portion of data trapped by attackers using the Internet is transmitted internationally to countries where laws against cybercrime are nascent, non-existent or not easily enforceable. Although many countries across the globe have recognised the seriousness of cybercrime, very few have taken legislative action to help reprimand criminals, not all of which have frameworks that support the prosecution of cyber criminals.<sup>12</sup> The

Law enforcement agencies throughout the world have made efforts to catch cyber criminals. For example, the Computer Crime and Intellectual Property Section of the US Department of Justice has reported resolution of 118 computer crime cases from 1998 – 2006.<sup>14</sup> Although statistics on arrests are hard to determine, one company estimated 100 in 2004, several hundred in 2005 and then 100 in 2006 (Greene, 2007). While these cases did not necessarily involve malware, they help illustrate the activities of the law enforcement community. It is important to note that the individuals prosecuted are responsible for multiple attacks. These figures are low considering the volume of online incidents and crime. They highlight the complexities faced by law enforcement in investigating cybercrime.

Furthermore, the volatile nature of electronic evidence and the frequent logged information can often mean that evidence is destroyed by the law enforcement officers who get the necessary warrants to recover it. The bureaucracy of law enforcement provides good checks and balances, but is often too slow to cope with the speed of electronic crime. Usually, incident responders often do not understand the needs of law enforcement and accidentally destroy electronic evidence.

Finally, the benefits of malware seem to be greater for attackers than the law enforcement community in undertaking the criminal activity. Cyberspace offers criminals a number of potential targets and ways to derive income from online. It also provides an abundant supply of computing resources that can be used to facilitate this criminal activity. Both the malware and the information systems being used to launch the attacks have a long history, are readily available and frequently updated. High speed Internet connections and increased bandwidth allow for the mass compromise of information systems that renew and expand the self-sustaining attack. By contrast, communities engaged in fighting malware face challenges that they cannot always address effectively.

## Notes

is could be the case for any Internet connection, broadband or otherwise.

For the purposes of this measurement, Symantec defines "targeted attack" as an IP address that attacks at least three Symantec sensors in a given year while excluding the other sensors during that reporting period. See Symantec (2007), p. 83.

2004 report from the US Joint Council on Information Age Crime noted that 36% or less of organizations polled reported computer-related crimes to law enforcement. See US Joint Council on Information Age Crime (2004), p. 8.

In this case, direct damages refer to labour costs to analyse, repair and replace infected systems, loss of user productivity, loss of revenue due to loss or degraded performance of systems, and other costs directly incurred as the result of a malware attack. Direct damages do not include preventive costs of antivirus hardware or software, ongoing personnel costs for IT security staff, secondary costs of subsequent attacks enabled by the original malware attack, insurance costs, damage to the organisation's brand, or loss of market value. [Note: Issues include varied sample sizes, limited responses, inability to accurately estimate the costs of a malware incident, the difficulty in detecting malware incidents, and so on. In all cases, references should be to estimated losses.]

Such losses were not measured in the survey.

See Chapter 2 for a more detailed discussion of how malware may subvert other security technologies and counter-measures.

Australian Government, Office of the Privacy Commissioner (2004); Consumer Reports WebWatch (2005); Garner (2005); RSA Security (2003, 2004, 2005, 2006).

*US v. James Brewer*", United States District Court Northern District of Illinois Eastern Division (2007).

recent OECD report, *The Development of Policies to Protect the Critical Information Infrastructure*, highlights this point. See OECD (2006c).

U.S.-Canada Power System Outage Task Force (2005), p. 134.

Information provided to the OECD by CERT.br, the national CSIRT for Brazil.

The website provides a survey of cybercrime legislation that documented 100 countries with some existing cybercrime law. See <http://www.cybercrimelaw.com/index.html>.

United States Department of Justice Computer Crime & Intellectual Property Section (2007).



## Part II. The Economics of Malware

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Malware is a product of criminal behaviour, its ultimate magnitude and impact are influenced by the decisions and behaviour of legitimate participants, such as: Internet Service Providers (ISPs), software developers, e-commerce companies, hardware manufacturers, domain name registrars and, but not least, end users. Part II of this book presents the empirical research into the incentives that drive the security behaviour of Internet market participants. The results of this research suggest a number of market-based incentive mechanisms that contribute to improved security. But there are also situations in which decentralised decision-making may lead to sub-optimal outcomes - i.e. where the consequences of security measures are "externalised", or borne by others in the market or society at large.

The book is an edited version of an original OECD working paper titled "The Economics of Malware", the content of which is available at <https://doi.org/10.1787/241440230621>.



## Chapter 4. Cybersecurity and Economic Incentives

The past five years have witnessed the emergence of comprehensive efforts to improve the security of information systems and networks. A survey by the OECD (2005a) demonstrates that governments have established national policy frameworks, as well as partnerships with the sector and civil society, to combat cybercrime. Measures include Computer Security Incident Response Teams (CSIRTs), raising awareness, information sharing and education.

Improving cybersecurity is not a straightforward problem. Standing rapidly growing investments in security measures, it has become clear that cybersecurity is a technological arms race that, for the foreseeable future, no one can win. Take spam, for instance. Several years ago, open e-mail relays were a major source of spam. ISPs and governments developed measures, such as blacklisting, to collectively combat open relays. By the time adoption of these measures reached a critical mass, spammers had already shifted their tactics. As a result, the significant reduction in the number of open relays had hardly any impact on the amount of spam. The list of such examples goes on and on.

Like many would agree that cybersecurity needs to be strengthened, the effectiveness of many security measures is uncertain and contested. Moreover, security measures may also impede innovation and productivity. Those involved in improving cybersecurity sometimes tend to think that the reason why the Internet is so susceptible to security threats is its openness – is also the reason why it has enabled an extraordinary wave of innovation and productivity growth.

In the Internet world, the benefits of productivity growth often outweigh the costs of innovation – as in the case of online credit card transactions. As a part of moving their business online, credit card companies have had to fight crime hard. However, this has not grounded them from

and Carter, 2005). Rather than implementing far-reaching security measures that would restrict the ease of use of their systems, credit card issuers have adopted strategies to fight instances of fraud, up to the point where the costs of further reductions in fraud start to exceed the benefits avoided.

*This means that total security is neither achievable nor desirable.* In fact, actors need to make their own tradeoffs regarding what kind of measures they deem appropriate and rational, given their business models. Clearly, business models vary widely for actors in the different layers of the complex ecosystem surrounding information systems and services – from ISPs at different tiers to software providers of varying sizes, to online merchants to public service organisations and to end users. All of these actors experience malware differently, as well as the costs and benefits associated with alternative courses of action. In other words, instances of what could be considered as security failures are in fact one of rational economic decisions, reflecting the costs and benefits faced by the actors during their decision-making timeframe.

What is needed, then, is a better understanding of these costs and benefits from the perspective of individual actors and of society at large. This report sets out to identify the incentives under which a variety of market participants operate, and to determine whether these incentives adequately reflect the costs and benefits of security for society – or whether these incentives generate externalities. To address these issues, findings are presented of a recent research project on incentives that help lay the groundwork for future policymaking.

## Focus on incentive structures

Research in the field of cybersecurity is undergoing a major paradigm shift and more researchers are adopting economic approaches to study cybersecurity, shifting emphasis away from technological causes and solutions. Most of this innovative research has yet to find its way into the hands of policy makers, let alone into the policies themselves. While reports such as the OECD survey on the culture of security (OECD, 2005a) generally acknowledge that cybersecurity is more than a technological issue, the proposed solutions are still mostly oriented in that direction: developing technological solutions and efforts to stimulate their adoption. The technological

#### 4.1 OECD Guidelines and the Economics of Cybersecurity

In 2003, the OECD released the *Guidelines for the Security of Information Systems and Networks* (OECD, 2002a). A set of nine non-binding guidelines aim to promote “a culture of security” – that is, “a focus on security in the event of information systems and networks, and the adoption of new ways of acting and behaving when using and interacting within information systems and networks” – among “all participants in the new information society” (see Figure 4.1). The guidelines reflect the shared understanding of OECD member states as well as a variety of business and consumer organisations.

##### Guidelines for the Security of Information Systems and Networks

###### Awareness

Participants should be aware of the need for security of information systems and networks and what they can do to enhance security.

###### Responsibility

All participants are responsible for the security of information systems and networks.

###### Response

Participants should act in a timely and co-operative manner to prevent, detect and respond to security incidents.

###### Trust

Participants should respect the legitimate interests of others.

###### Compatibility

The security of information systems and networks should be compatible with essential values of a democratic society.

###### Risk assessment

Participants should conduct risk assessments.

###### Security design and implementation

Participants should incorporate security as an essential element of information systems and networks.

###### Security management

Participants should adopt a comprehensive approach to security management.

###### Continuous improvement

Participants should review and reassess the security of information systems and networks, and make appropriate modifications to security policies, actions, measures and procedures.

“culture of security” that the guidelines aim to promote will be influenced

## Box 4.1 OECD Guidelines and the Economics of Cybersecurity (continued)

Box 5 provides a more detailed discussion of why this is the case. For now, let us mention a few examples. Take firms' investment in security. Research has demonstrated that a focus on security may mean actively abstaining in information sharing with other firms. Under certain conditions, this usually leads to decreased investment levels. Also, a firm taking protective measures may create positive externalities for others – that is, benefits for others not reflected in the decision by that firm – which may reduce their incentives to a level that is below the social optimum.

Another example is the manufacturing of software. According to the OECD report (OECD, 2002b), "Suppliers of services and products should bring to market secure services and products." Even if it was clear what the term "secure" means, many software markets do not reward such behaviour. Rather, they reward first movers – that is, those companies that are first in bringing a new product to market. This means it is more important to get to the market early, than first investing in better security. A final example relates to end-users. Guidelines argue that end users are responsible for their own systems. In the malware, however, this responsibility may lead to security tradeoffs that are bad for the end users, but have negative effects on others. More and more malware actively seeks to reduce its impact on the infected host, so as not to be detected or removed, using the infected host to attack other systems instead of the host itself.

In short: the development of a "culture of security" is very sensitive to the incentive structures. Whether such a culture will actually improve cybersecurity performance requires a better understanding of the incentives which actors operate as well as policies that address those situations in which incentives produce outcomes that are not socially optimal. The research presented in this Part II of the malware report aims to contribute to this task.

Notwithstanding the necessity of these initiatives, they typically neglect the economic factors affecting cybersecurity – i.e. the underlying incentive structure. As Anderson and Moore (2006, p. 610) have noted, "over the past 6 years, people have realised that security failure is caused at least as often by bad incentives as by bad design." Many of the problems of information security can be explained more clearly and elegantly using the language of microeconomics: network effects, externalities, asymmetric information, moral hazard, adverse selection,

the second part of the 1990s, when the scale of virus distribution was increasing and countless end users (home, corporate, governmental) acted, many ISPs argued that virus protection was the responsibility of users themselves. The computer was their property, after all. ISPs argued that they could not scan the traffic coming through their e-ports, because that would invade the privacy of the end user. Mail was considered the property of the end user.

About five years ago, this started to change, partly due to the growth of fixed and always-on connections. The distribution of viruses and spam had increased exponentially and now the infrastructure of the ISPs was succumbing to the load, requiring potentially significant cost in network expansion. Facing these potential costs, ISPs *en masse* shifted their position. Within a few years, the majority of them started to scan incoming e-mail traffic, deleting traffic identified as spam, since this had become a lower-cost solution than infrastructure expansion. *De facto*, ISPs re-interpreted the various property rights associated with e-mail – e.g. regarding ownership of the message. Their new policies have made e-mail based viruses dramatically less effective as a spam attack strategy.

## Economic perspective

An economic perspective on cybersecurity – and malware in particular – is a potentially fruitful starting point for future policymaking. That's because it leads to a focus on market participants' (1) incentive structures, (2) market externalities, or the consequences of inadequate security measures that are borne by other market participants or society in general.

In this chapter and those following, the economic perspective on cybersecurity and cybersecurity are examined, building on the innovative research efforts of the past six years (for a brief overview of the existing research, see Anderson and Moore, 2007; Anderson *et al.*, 2008). It is a first step in this direction, and given the complexity of the problem, more work undoubtedly is needed.

A promising approach is to complement the existing research with qualitative field work. Field research is important because there is very little information in the public domain on how Internet market

# Box 4.2 The problem with prevailing research methods

For most of the Internet-related economics research has been based on the ideas of neo-classical and new institutional economics. While powerful, these ideas are based on rather stringent assumptions about how actors behave – their rationality, their security tradeoffs and the kind of information they have and how they interact with their institutional environment.

Key limitations of studies founded on these methodological assumptions

- they provide limited insight into how actors actually perceive the costs, benefits and incentives they face;

- they have difficulty taking into account dynamic and learning effects, such as how a loss of reputation changes the incentives an actor experiences; and

- they often treat issues of institutional design as rather trivial. That is to say, the literature assumes that its models indicate what market design is optimal, that this design can be brought into existence at will, and that actors will behave according to the model's assumptions.

In the past decade of economic reforms – including privatisation, liberalisation and privatisation – have taught us anything, it is that designing markets is highly context-specific and sensitive to the specific context in which the market is to be implemented. It cannot be based on formal theoretical models alone. Institutional analysis requires an in-depth empirical understanding of current institutional arrangements and their effects on outcomes. Even with such an understanding, it may be difficult to fully control the setup and working of a market as they are in the real world, emerging from the interaction of multiple actors. However, it should be possible to guide the system in the desired direction.

Part II presents efforts to: (1) collect evidence on the security tradeoffs of Internet market participants; (2) how those participants perceive the costs under which they operate; (3) which economic decisions these costs support; and (4) the externalities that arise from these incentive structures. The objective of Part II is to contribute to the debate on the costs of malware from an empirical and analytical perspective. It is not intended to explore and develop detailed policy recommendations.

Chapter 5 reports the findings of the field work. Based on 41 interviews with representatives of Internet market participants, as well as



Chapter 6 aggregates the research findings and discusses the policies that emerge as market participants make incentive-driven decisions. In some cases, externalities are borne by market participants able to influence the security tradeoffs of those generating the externalities, bringing the net market impact closer to the optimum. In other cases, externalities are simply borne by market participants or by society at large. Part II concludes with a summary of the efficiency and welfare effects of externalities and an overall assessment of the costs and benefits of the current security environment.

Annex A at the end of Chapter 5 contains a list of the survey participants; Annex B at the end of this report describes the survey in detail.



## Chapter 5. Survey of Market Participants: What Drives Their Security Decisions?

Participants in the Internet ecosystem are confronted with malware in different ways, their responses are motivated by the specific incentives which they operate. To better understand these incentives and their impact, a qualitative field research project was designed. In the course of this research team conducted 41 interviews with 57 respondents from a cross-section of organisations. (For more information on the research and the interviewees, please see the list at the end of this chapter and Appendix B.)

Below, we discuss the findings on the security-related incentives of five Internet segments: Internet Service Providers (ISPs), e-commerce sites (with a focus on online financial services), software vendors, registrars, and end users. Interviews were also conducted with trustees of organisations governing security issues (such as CERTs, policy agencies), representatives from security service providers, and researchers.

### Internet service providers

While the term ISP is used to cover a variety of businesses, typically provide individuals and organisations with access to the Internet. Many offer related services to their customers, which is why the term is also refers to hosting providers and content providers. For the purposes of this study, we focus our analysis primarily on ISPs that provide access

The role of ISPs in improving Internet security has been the focus of recent debates. That's because it has proven extremely difficult to

ably lower – e.g. Trend Micro published a figure of 7% (Higgins). Nevertheless, even these lower estimates imply tens of millions of infected machines. Given the enduring problems around end-user and its effects on the wider network, it seems inevitable that it would shift to other players in the ecosystem.

What incentives do ISPs have to reduce the problems of malware? One very few, if any. Recently, the UK House of Lords Science and Technology Committee published a report which states, “At the moment, ISPs could easily disconnect infected machines from their networks, there is no incentive for them to do so. Indeed, there is a disincentive, since customers, once disconnected, are likely to call help-lines to set up the line of call-centre staff, imposing additional costs on the business” (House of Lords 2007a, p. 30).

This may unwittingly reinforce the impression that they have few, if any, incentives to improve the security of their services. During the inquiry to the House of Lords report, ISPs argued that the current approach to regulation should not be changed. The resistance of most ISPs to increased government involvement led the committee to conclude that they were simply maintaining the status quo, rather than reducing the risk. The latter, however, does not follow from the former. The need for government involvement does not mean that ISPs are not making their efforts to fight malware. In fact, the committee itself also received evidence from an ISP who in fact disconnects customers whose machines had been infected and then helps them back online. A survey from the European Network and Information Security Agency found that ISPs report that they quarantine infected machines (ENISA, 2006). The survey does not include any indication of the scale at which ISPs are disconnecting infected machines – a point to which we return in a moment. The evidence does, however, clearly question the earlier statement by the committee – and others – that ISPs have no incentives to disconnect infected machines. Either the statement is wrong, or ISPs are assumed to behave irrationally. Our evidence suggests the former.

The ISPs we interviewed described substantial efforts in the fight against malware, even though they are operating in highly competitive markets and in the absence of governmental regulation requiring them to do so. All of them were taking measures that were unheard of only a few years ago. Most of the interviewees dated this change to around 2004, when it became obvious

## Incentives

### *customer support and abuse management*

Understanding of these incentives could start with this statement by a staffer of a smaller ISP: "The main [security-related] cost for ISPs are customer calls." The same view was expressed with minor variations by other interviewees. A medium-sized ISP told us that as concerning their customer centre costs them EUR 8 on average, while an incoming call – for example, to contact the customer regarding an infected PC – costs them EUR 16. The costs for e-mail were similar. When we asked these numbers during subsequent interviews with other ISPs, they confirmed that their costs were in the same range.

The incentive here is that security incidents generate customer calls, thereby driving up the costs of customer care. The ISPs may not be responsible for the customers' machines; in reality many customers contact the ISP whenever there is a problem with their Internet access. Even if the subsequent response of the ISP, these calls increase their costs. An interviewee at a large ISP told us that their customer support desk has a substantial cost for the company, and that the number of calls was up by infections of their customers' machines. He further added that all of their outgoing security-related calls had to do with malware.

Of course, many forms of malware do not manifest themselves directly to customers. Nevertheless, as security problems rarely come without notice, security generally tends to increase customer calls. Furthermore, if customers have not noticed anything wrong, their compromised machines may generate abuse notifications to their ISP from other ISPs who receive incoming spam or malware from the customer's IP address. Similar to customer contact, dealing with abuse notifications drives up costs because it requires trained staff. Tolerating more abuse on the network raises the number of notifications that have to be investigated, responded to and acted upon. Acting may mean filtering the customer's connection or even terminating it altogether, until the problem gets resolved. All the ISPs we interviewed have procedures in place for handling abuse notifications and do filter and suspend connections, though with varying frequency. All of us also mentioned a small number of cases where extreme forms of abuse led to termination of the contract.

form. Many of these notifications are automated. Several ISPs (using the so-called AOL Feedback Loop, which sends notifications e-mails that are reported as spam by AOL recipients back to the creator of the originating IP address,

with customer complaints, not all malware infections will result in notifications. One ISP reported internal research into the degree to which notifications adequately represented the size of the security problems on their networks. They found that only a small percentage of the infected machines they saw on their network showed up in the notifications. Still, ISPs notifying each other of security problems is an important mechanism. In fact, in some cases, they are critical. In some countries, ISPs have interpreted the stringent privacy regulations that substantially limit their ability to monitor their own network. In these cases, they rely heavily on notifications coming in from other ISPs, which allow them to initiate their own investigation. For the ISPs we interviewed, customer contact and abuse notifications are a strong incentive to invest in security both at the network level, as well as at the level of the individual user. One medium-sized ISP estimated they were spending 1-2 % of overall revenue on security-related customer support and abuse management. This also helps to understand why more and more ISPs are offering “free” security software or “free” filtering of e-mail – that is, the cost of these services are included in the subscription rate. One ISP told how about four years ago they started offering virus filters for e-mail as a paid service, but soon thereafter decided to provide them for “free” (for six months, all ISPs offered these paid security services), so it was not a unique selling point. Plus, we could not get more than 10 % of our customers to buy the service – “We did not actually do the math, but we think that by offering it to all our customers within the current rate, we were better off – “We already paid the AV license. If people have the option to pay for it or not to pay for it, they do not.”

There is another way of responding to these incentives, however. Don't rely solely on abuse notifications and avoid customer contact altogether. A few ISPs are doing exactly this. What is stopping other ISPs, including those we interviewed, from doing the same? Here, we came across two additional relevant incentives: blacklisting and brand damage.

of blacklists available and ISPs may use them in different ways.

According to many interviewees, most ISPs use blacklists nowadays, the lists are free and run by volunteers, though their operations may be funded through external sources. Each DNSBL has its own criteria for putting an IP address in the list and its own procedure for getting an IP off the list. Spamhaus, an international non-profit organisation funded through sponsors and donations, maintains several famous blacklists which they prefer the term *block lists* – which they claim are used to block over 600 million inboxes. One of their lists contains the addresses of “known sources, including spammers, spam gangs, spam operations and spam services”, another list focuses on botnets, which run as open

It should be noted at this point that blacklisting, while potentially useful, has drawn its own criticisms – regarding, among other things, the accuracy of blacklist operators, listing false positives, the collateral damage that may come with blacklisting certain IP addresses or ranges, and the financial motives of some list operators. Furthermore, blacklists have been used to threaten legal threats; in some cases, spammers on occasion were successful in obtaining court verdicts against being blacklisted (e.g., *Spamhaus v. AOL*, 2006; *Heidrich*, 2007). Within this report we focus on how blacklisting works as an incentive for ISPs.

Blacklisting provides an incentive to invest in security because it ties in with the incentives mentioned earlier. One interviewee at a medium-sized ISP told us about a security incident where 419 spammers set up over 1,000 accounts within their domains and then started pumping out spam. The ISP’s outbound mail servers were blacklisted, which resulted in 30% of their customer e-mail not being delivered. That number does not include the incoming abuse, of which there were “even more”. After this incident, the ISP changed the procedure through which new customers can set up e-mail accounts; they invested millions in equipment to monitor their network; they started blocking port 25. “It took us years to get a procedure in place to be able to block port 25. It costs nothing. But the business units want us to be able to shut it down, because of their clients. They now understand that it is in the interest of their clients, to avoid blacklisting.”

Blacklisting directly impacts the ISP’s business model. A security

the customer does not resolve the problem, the connection is cut. When asked how they got the business side of the company to this policy, he answered:

...they hated it at first. But at the end of the day, the media fallout by itself off by AOL and MSN is too big. The big ISPs, they use very rare [DNSBL] listings. They take out whole IP ranges. We used to be [redacted] and entire ranges of our IP addresses were blacklisted."

There are various levels of blacklisting used to mount a response from an ISP. At the lower end, we find blacklisting of individual IP addresses, i.e. an individual customer. This has "exactly zero impact on the ISP," said a security expert. Only when they start to accumulate, might they get the ISP's attention. The expert explained that ISPs mostly ignore listed individual IP addresses, because of the costs of dealing with them – e.g. customer support – because the IP addresses gets taken off of the blacklist as spammers or worms move on to other infected machines. After a few months, the level of infected machines on the ISP's network might be equally high, but different set of individual IP addresses that are now blacklisted.

Blacklisting IP ranges and the blacklisting outbound mail servers are a powerful incentive. These typically do get the ISP's attention and lead to further action on their end, although it varies whether or not the ISP is vigilant. The most extreme form is blacklisting an entire network, i.e. IP addresses of an ISP. This is only used against semi-legitimate ISPs that do not act against spam and known spam-harvors.

### *of brand damage and reputation effects*

"media fallout" mentioned previously by an interviewee indicates a general concern with brand damage that was mentioned by many interviewees as an incentive to invest in security. With few exceptions, these companies present themselves as responsible businesses (Arbor Networks, providing safe services for their customers).

A related incentive is the reputational benefits of offering security services. The increasing attention on Internet security – or rather, to the lack thereof – is creating demand for such services. One interviewee said: "The [redacted] ask us for 'clean pipes.' We do not know what that means exactly, but we're anyway. We're looking into what we can do for them." The past few years witnessed the emergence of managed security service providers,



of security may be a significant factor. For the consumer market, interviewees argued that customers care about price first and foremost. Internet access is marketed primarily on price. Furthermore, even to care about security, most customers will find it very difficult to be security performance of one ISP relative to its competitors. Elsewhere, the most significant finding here is that whether ISPs really get bad publicity or not, being blacklisted has direct effects on their operating costs, as well as their quality of service. The latter may in fact drive customers away. As one industry insider described it: "A high cost is to investigate each complaint rigorously. A different kind of high cost is to do nothing."

#### *Infrastructure expansion*

One incentive that was more difficult to gauge, is the effect of malware-related capital expenditures of the ISP – that is, the need to expand infrastructure and equipment as more spam or malware comes through the network. A recent survey found that botnet-based denial of service attacks are growing faster in size than the ISPs are expanding their network – which is leaving the ISPs (Arbor Networks, 2007).

Interestingly, infrastructure expenditures – apart from the costs of equipment – were hardly identified during interviews as malware-related costs, a point to which we return shortly. As was mentioned earlier, one interviewee pointed to customer contact as the highest security-related cost. When asked about infrastructure, a Chief Technology Officer answered: "Network is not affected. We have overcapacity to deal with DDoS. So that's not the problem."

Another ISP, the Chief Information Security Officer told us: "We do have overcapacity of the network, so the growth in spam did not force us to expand the capacity." To which one of his colleagues added: "The number of servers has increased, though." Others have argued that the rise of malware and spam-related traffic pales compared to the traffic from peer-to-peer networks and video streaming sites such as YouTube.com. We should add, however, that the presence of overcapacity does not affect the fact that we only interviewed ISPs in selected OECD countries. It may be different in other regions.

When we presented these findings to an expert in the economics of

-related customer support. To them the infrastructure cost "is just a bill their accountant writes on a check every month."

However, infrastructure is the main overall cost for any ISP, so any of malware on capital expenditures could potentially outweigh other factors. These costs do not gradually increase with the amount of traffic and spans, but rather as a step function when capacity runs out. It is difficult to relate these expenditures back to specific traffic patterns of malware infections. Only higher up in the organisation are people able to compare the relevant numbers, although at that level they lack security expertise and data is often missing. The interviewees stated that there are really three groups of people who all see a part of the picture, without being able to cross-connect it: "One group is dealing with the traffic, one group is dealing with the capital expenditures and engineering of the network and another group is dealing with handling the money." In terms of awareness, however, this lack of awareness implies that infrastructure is not a strong driver of the attempts of ISPs to reduce the impact of malware.

### *Reciprocity of maintaining reciprocity*

An incentive that was mentioned by all interviewees is related to the informal networks of trusted security personnel across ISPs, CSIRTs and other organisations – which we mentioned earlier. When describing how organisations responded to security incidents, interviewees would refer to these personal contacts within this trust network that enabled them, for example, to get another ISP to quickly act on a case of abuse. There is not one central network, but rather several overlapping ones. An ISP may have a contact at a national CERT in another country so as to get in touch with the relevant person at an ISP in that country. These contacts are mutual. They are also contacted about abuse in their own network and are expected to act on that information. The incentive is that to maintain reciprocity, an ISP has to treat abuse complaints seriously, which is costly. The more abuse takes place on its network, the more other contacts in the network will ask for intervention.

Maintaining reciprocity not only establishes the informal network as a resource, it also reduces the likelihood of being hit with blacklisting countermeasures. As one interviewee explained, "when we get in touch with service providers, we're saying, get this guy off the network or

a leeway to deal with security issues before significant blacklisting. One ISP security officer told us that these informal contacts imply savings. Less staff time is needed to deal with the fallout of a security breach – e.g. going through time-consuming procedures to get off the blacklist – and to deal with customer support.

## DISCUSSION

### *Incentives and disincentives for security measures*

As far as we have discussed incentives that reinforce the benefits of security for ISPs with regard to malware. The incentive structure is mixed, i.e. it includes disincentives as well. An obvious disincentive is the cost of additional security measures. Typically, the trade-off is between the costs of additional measures, which are visible in the short term, and the costs generated by increasing security problems, such as customer and abuse management. A security expert at a large ISP told us that generally it is difficult to estimate the amount of money the company saves with a technical solution which is supposed to reduce the costs of e.g. desk or call centre. Another interviewee added that a complicating factor is that managers had encountered over-promising security providers and their 'magic boxes' that were supposed to solve everything.

We should mention, however, that the ISP's decisions often were not based on formal economic assessments or detailed analysis of their own incentives. As one insider phrased it, "ISPs very much drive by the seat of their pants. Except for a very few of the largest ones, they are not actually running the figures." When we asked how certain investments or decisions were approved, the "business case" that supported them was usually rather commonsensical in nature, including rough estimates of costs and benefits, with the indirect ones not monetised or otherwise quantified in any amount of detail.

One interviewee told us that when considering security investments, they looked at the cost of not doing it" for which they produce rough estimates. Another ISP explained to us how they decided to set up a so-called 'walled garden experience' for infected users. Rather than blocking these users completely, the 'walled garden' provided them access to security tools and Windows Update. A security officer

## *Risks and constraints*

Another disincentive is related to legal constraints. During the interviews, the European ISPs had different answers to the question on how much monitoring space the ‘mere conduit’ provision of the EU E-Privacy Directive allowed them. Monitoring their network more closely for security reasons could potentially lead to liability issues, some of the ISPs felt. In some EU countries, interviewees reported that privacy laws that potentially treat IP addresses as private data had led their customers to set boundaries which affected the ability of the security teams to track malicious activity on their network – for example with regard to logging individual IP addresses.

One interviewee reported that security staff sometimes were not allowed to share information on malicious activity detected on the network. When asked about the limits of the ‘mere conduit’ provision, one security officer stated that they never encountered these limits, because the privacy laws were much more constraining. Rather than monitoring their own network, this particular ISP could act on incoming abuse notifications for individual IP addresses and it relied heavily on this procedure. In a sense, the ISP was monitoring its own network through the incoming notifications from ISPs, CSIRTs and the like.

Where there have been reports over liability issues around security measures, such as discarding the command and control traffic of a botnet or diverting it to where the botnet’s behaviour can be studied more closely (Higgins, 2007a). According to a security researcher “it involves dealing with a customer or peer’s Internet address space... Obviously, there is a risk in this area could be considerable.” A security manager at a large ISP said “infiltrating is very risky and getting legal support for this kind of thing, very difficult”.

Some legal experts argued that these legal risks are non-existent, that they are based on an incorrect understanding of current legislation – e.g. that data protection legislation does not at all conflict with network security and other security measures. While that might be true, the reality is that legal departments of some ISPs apparently interpret the situation – mistakenly – as rather ambiguous. These ISPs tend to be rather risk-averse when dealing with this ambiguity. The transaction costs of clarifying the legal situation are, *ceteris paribus*, an obstacle to higher security.

The business side of their company initially opposed the security effort to block port 25. They did not want to inconvenience their users. Anything that might turn people away is a problem, because the acquisition of new customers is high. The burden of proof fell on the staff to convince management that the proposed measures were saving the brand. Other ISPs also mentioned going to great lengths to losing customers while managing abuse. That might limit the effectiveness of their response to security incidents.

### ISPs

Some of the security-enhancing incentives discussed above work as incentives under different business models than those of the ISPs we studied. When dealing with abuse complaints becomes too costly, one can either reduce the amount of abuse on the network or one can reduce the amount of abuse – i.e. become less responsive to the complaints received. The same holds for customer support. In fact, such a lack of support could be part of the business model. It may, for example, allow an ISP to be cheaper than its competitors. One ISP indicated that a certain portion of its customers was actually “mini ISPs” which predominantly provided hosting services. The mini ISPs’ retail prices were significantly less than those of the upstream ISP from which they bought access. However, they provided very limited support functions. Some of these mini ISPs could not patch their servers properly, thus becoming an easy target for attackers. They were not very responsive to abuse complaints either. Our users, being an upstream access provider, would then be contacted by the mini ISPs to take action against the mini ISP.

Another business model is sometimes referred to as “rogue ISP” or ISPs, in the words of one interviewee, “decidedly grey”. These attract users precisely because of their lax security policies. While these ISPs are disincentives for improving security than the ones interviewed, they are not fully immune to some of the security-enhancing incentives we studied earlier, most notably blacklisting. As one interviewee explained, there are some ISPs in our country that are decidedly grey. They will take action and take no action against abuse. People will go there and then they will come again, because they are unreachable [because of blacklisting].” These “rogue” business models are eventually affected by blacklisting. Recently, a Ukrainian ISP started answering our abuse reports,<sup>10</sup> the

a provider who is in fact security conscious and sensitive to the issues discussed earlier, such as maintaining reciprocity and branding. In the example of the main ISPs, their upstream provider forces them to deal with abuse complaints, because it reflects badly on the upstream provider if they do not. Beyond blacklisting, there is also de-peering – that is, an ISP may disconnect from a misbehaving ISP at an exchange point. For the ISPs we interviewed, that is not an incentive, because de-peering for security reasons is typically only directed against rogue ISPs, not among regular ISPs. De-peering forces the affected ISP to buy transit service for its traffic, which implies much operating costs.

### *Summary of ISP incentives*

The balance between incentives and disincentives will vary depending on the ISP. On the whole, recent years have witnessed increased efforts by ISPs to deal with malware, even in the absence of regulation or other forms of public oversight. The incentive mechanisms we discussed are based on the ISP's own interest to internalise at least some security issues originating from their customers, as well as from other ISPs. In the current incentive structure seems to reward better security practices for legitimate market players – though it is sensible to keep in mind that in many countries price competition is intense, which is a downside with regards to security, other things being equal.

Incentives to confront malware	Disincentives
Lower customer support costs	<ul style="list-style-type: none"> <li>Costs of security</li> </ul>
Less blacklisting	<ul style="list-style-type: none"> <li>Legal restraints</li> </ul>
Maintaining reciprocity	<ul style="list-style-type: none"> <li>Costs of customer acquisition</li> </ul>
Maintaining reputation and avoiding brand damage	

### *Key considerations for ISPs*

ically generated a list of 2,500 IP addresses a day of customers who are in some form of security problem. When these cases hit a certain threshold, they would be automatically quarantined to only have access to updates and a range of security services.

Like the technologies to automate the process of quarantining would scale up the ISP's response, it also brings into focus a critical risk: the costs of customer support would become prohibitive if all machines were to be quarantined. A security officer at a large ISP said that the number of customers that would be affected at any time is in the tens of thousands. While this number might go down over time as network security improves, it was obvious that the business side could not accept the cost impacts of such a measure.

Overall, the number of machines that are isolated on a daily basis is very modest – tens or, for large ISPs, perhaps hundreds of machines. At the same time, the effort is effective in that it reduces the ISP's problems with spam and blacklisting. But compared to estimates of the total number of machines on each network, these efforts look rather pale. When asked to estimate the ratio between the actual number of infected machines on their network and the number of machines for which they receive abuse notifications, most interviewees estimate that the ratio is quite low. Only a small percentage of these machines would show up in abuse notifications dealt with. One interviewee called this "the two percent rule." A security expert was highly critical of the effectiveness of the efforts by ISPs: "they are contacting more than 10 % of their customer base on a daily basis, they are effectively taking no action".

### *It of ISP incentives*

A related issue is that the incentives of ISPs do not reflect the whole range of current malware threats. ISPs are predominantly sensitive to threats that manifests itself in ways that make their customers call in, leads to spam notifications or that causes problems with blacklisting. That means viruses and DDoS (denial of service) attacks attract attention and raise costs. While spyware, for example, does not: "People got infected and it is difficult to track them. Spam and DDoS is noticeable at the network level but spyware stays on the computer, quietly collecting data." Others noted that many ISPs are failing to prohibit the forging or spoofing of e-mails by hosts as well as failing to filter outgoing traffic from IP

machines. Even then, the situation is often anything but  
 onward. "The issue is, how do you help the people who are infected,  
 the current state of the security products in the market place? We see  
 so, we know there's something wrong, but how do you find what it is  
 current products? It's very hard... About 85-90% of the malware is  
 missed by AV products, because a small change is enough to dodge  
 nature."

### Living with rogue ISPs

Another important caveat is that there are classes of ISPs for which the  
 incentives to improve security are too weak, or which even have strong  
 incentives to improve it, as discussed above. The ISPs we interviewed  
 acknowledge the existence of such ISPs as a fact. Because it is possible for rogue  
 ISPs to stay outside the reach of legislation and law enforcement, they are  
 likely to be present for the foreseeable future. The ISPs we interviewed have  
 to live with the presence of the rogue and semi-legitimate ISPs.  
 We found that they are able to operate quite effectively in this  
 context through a combination of tactics, including those mentioned  
 such as informal contacts that address upstream providers and  
 law enforcement.

Regardless of ISPs, no matter what policies, governance structures or  
 laws are put in place there will always be some providers, outside or  
 near your jurisdiction, who will be a source of malware and other  
 forms of abuse. Once this is accepted, then it is also accepted that an ISP has  
 to defend and develop procedures for dealing with attacks. "You will  
 have to accept a certain level of noise, that is, of evil. You try to  
 below a certain threshold of irritation" said a security officer. This is  
 the reason why many ISPs are not impressed by proposals to  
 enforce some set of baseline or best security practices for ISPs. One such  
 initiative was under development by the Dutch electronic communications  
 regulator OPTA but it was shelved for the time being after significant  
 opposition regarding the legal basis for such regulations. The recent report of  
 the House of Lords Science and Technology Committee (2007a, p. 31)  
 advocated making "good practice... the industry norm[, by means of  
 legislation if necessary]"

The fact that ISPs can work within the insecure status quo does not  
 mean that their responses are static or complacent. The status quo actually



## **Financial companies**

A multitude of companies that buy and sell products or services over the Internet operate on a wide variety of business models, each with different incentive structures for security. We have chosen to focus on financial services, since they have been an important target of cyber-attacks, arguably more than any other sector (Counterpane & Labs, 2006). This includes brick-and-mortar banks that are offering their service portfolio online, credit card companies, as well as purely financial service providers, such as PayPal. The sector has been hit with a wide range of threats ranging from botnet-assisted denial of service and phishing websites, to keyloggers and Trojans that eavesdrop on the middle attacks during secure banking sessions.

### **Driver: increased online transaction volume**

A key incentive for all these companies is a growing volume of online transactions. Credit card companies and online financial service providers typically charge a fee per transaction, either a flat amount or a percentage of the transaction. The situation is somewhat different for brick-and-mortar banks: for many of their services, they do not make any money from the transaction itself. Their incentive to pursue online banking is the substantial cost savings that it enables. Two of the interviewees in the financial sector estimated that online transactions were in the order of 100 times cheaper than processing these transactions offline, through their offices, mail or phone. Given the enormous volume of financial transactions, costs savings of that magnitude translate into a very powerful incentive to move online as much these services as possible.

How does this incentive affect security decisions? To answer that question, we need to understand how transaction volume interacts with other incentives: the benefits of trust in the online services, the cost of usability, the cost of security measures, and the cost of fraud.

### **Driver: consumer trust**

Within the sector, it is assumed that consumer trust in the security of online services is a necessary condition for their uptake. This accounts for the emphasis on security. Beyond this specific consensus, however, views

oral consumer surveys suggest that security problems turn people away from e-commerce and online banking, in particular. The 2006 UK Get Online survey reported that the fear of falling victim to Internet crime kept 4% of respondents from Internet banking and has put off 17% from using it altogether (GetSafeOnline, 2006). It is difficult to interpret the meaning of these findings when compared to other data. For example, most e-commerce service providers still report significant growth rates in the uptake of their online services (PayPal, 2007). These two seemingly contradictory pieces of evidence point out that the role and impact of trust is not adequately understood. An industry study of trust in e-commerce (McKnight *et al.*, 2006) argued that "[w]hile an initial hypothesis may be that consumers do not engage with online services because they do not trust them, subsequent findings have shown that trust is not as significant a measure as first

thought. It is more important to understand is that people are willing to take risks online, as long as they are informed, and it is clear how consequences are addressed. People use specific services not because they trust them, but because they in some way provide a benefit to the individual and they believe that if something goes wrong, restitution will be made." This suggests that an important factor driving the use of online financial services is not the general trust in the security of these services, but the more specific assurance that a customer will be compensated in case of fraud. In other words, from a customer's perspective, it seems more important that financial service providers assume liability for online fraud than that they achieve a certain level of – perceived – security.

## Trade-offs

### Usability and security

Assuming that increased security increases consumer trust and, in turn, leads to the uptake of online services, this effect would still need to be weighed against the effects of increased security measures on the usability of the service. One of our interviewees at a bank with an international presence explained that the national branches of his company positioned themselves differently with regard to this trade-off. While in some countries, strong authentication was readily accepted, in other countries the bank's customers were less open to such security-enhancing techniques.

ing usability and security, these companies try to maximise the volume of online financial transactions, while keeping the level of fraud at acceptable levels.

#### *Online volume vs. losses due to fraud*

Another important incentive for security is the fraud losses that accompany the increasing volume of online transactions. In the United States, banks are liable for direct fraud losses under the Electronic Funds Transfer Act of 1978 – also known as “Regulation E”. Under this regime, banks are compensated for such losses, unless the bank can prove that the customer’s claims are false. In many other jurisdictions, the banks are (or are speaking not to be) liable for such losses. In practice, however, the banking industry has often adopted voluntary codes which specify that customers who report losses are compensated – unless there are clear indications that they were involved in the fraud.

To understand how the cost of fraud influences security decisions, it is useful to look at some of the available numbers. The United Kingdom probably has the best data available. APACS, the UK payments association, has numbers based on actual banking data, not estimates based on surveys and extrapolation. As one would expect, direct losses from phishing in the United Kingdom have risen, though with a recent fall: from GBP 2 million in 2004 to GBP 33.5 million in 2006 to GBP 22.6 million (APACS, 2006). Over the past years, the number of phishing attacks has also risen significantly: from 2,369 attacks in 2006:Q1 to 10,235 in 2006:Q4. The broader fraud category of “card-not-present” fraud – which includes telephone, Internet and mail order fraud – has risen from GBP 150.8 million in 2004 to GBP 290.5 million in 2007.

It is easy to downplay the seriousness of these losses, but it is important to realise that the damage of phishing attacks is still well below the numbers for other fraud categories, such as stolen or lost cards (GBP 56.2 million in 2006) and counterfeit card fraud (GBP 144.5 million in 2007). Furthermore, these numbers are going up in absolute terms, so is the number of people banking online, as well as the overall volume of online transactions. APACS argues that the rise in card-not-present fraud should be put in context: against the increase in the use of online or telephone transactions, card fraud has risen by 122 % from 2001 to 2006, the use of online or telephone shopping itself has grown by 358 %. Unfortunately, the available

ounted for 40% of cases. PayPal recently reported their direct losses being 0.41% of overall transactions, but could not give information on the total losses (House of Lords 2007b, p. 196).

### *Indirect implementation of security measures*

While exact figures are hard to come by, the companies we interviewed stated that their security investment levels are much higher than their direct losses, often by one or two orders of magnitude. The capacity to deal with incidents is often already more expensive, let alone all of the other security measures and security defenses being put in place, such as the implementation of two-factor or three-factor authentication.

One reason for this level of investment is that direct losses are not seen as representative of the overall problem. It would be much more devastating, for example, if online fraud eroded customer trust or slowed down the use of online financial services. Furthermore, there are reputation effects at stake that are targeted by attackers as well as for the industry as a whole. Companies do not have robust estimates on either of these effects, which makes it difficult for financial companies to calibrate their security investments.

In general, the incentives are to keep fraud at acceptable levels and to warn and educate victims, rather than to eliminate it. The latter would be socially inefficient, not only in terms of direct cost but more importantly because pushing fraud back further might require the implementation of security measures that make the use of online financial services less attractive to customers. A reduction in the growth of the online financial services volume is likely to imply higher costs for banks than the current costs caused by online fraud.

Companies, alone and through sector-wide collaboration, assess risks and implement new security measures, which can be rolled out when they feel that their current defenses are no longer adequate. Exactly when is hard to specify, but innovations have been put in place rather quickly. Phishing attacks, for example, are increasingly dealt with by contracting out response efforts to security providers who scan for phishing spam and bust down sites that impersonate the official bank website, at which time they initiate notice and takedown procedures. Occasionally, this takes down legitimate web banking services as well, when the security department is not aware of a marketing campaign launched from another part of the organisation and thus has not whitelisted

tial changes to their two-factor authentication systems, which are very easy for the attackers to defeat. More structural measures, such as two-factor authentication or three-factor identification, would require costly additions to the back-office systems, as well as requiring customers to use more and more laborious security methods.

Further, the response has been to make minor revisions to existing systems so as to disable the last successful attack tactic. These measures are complemented by a number of other safeguards – such as temporarily slowing down the processing of real-time transactions. The direct financial impact of each attack have been relatively low, which makes the possibility of a successful attack less unpalatable. Ironically, one interviewee noted that the relatively modest losses per incident appear to be a strategy of the attackers. These attacks are trying to stay under the radar of the fraud detection systems – as well as making it less worthwhile for enforcement officers to devote a large amount of resources to chasing the criminals.

### *Why incentives for financial service providers*

Incentives of financial service providers are such that in many cases companies compensate customers for the damage they suffered from fraud. They are willing to internalise these costs because the benefits weigh them. In that sense, they internalise the externalities of sub-optimal security investments and behaviours of their customers, as well as those vendors whose software is exploited to execute the attacks. One interviewee told us that when designing the security of their services, they assume that the end user PC is compromised. Many financial service providers claim they compensate all malware related losses. If that claim is true, then the security level achieved by the whole value net may not be far from the optimum. The financial institutions bear the externalities, and are also in a position to manage the risk through their security investments on online financial services.

### *Why considerations*

#### *Complete information on customer trust*

At one extreme, one could argue that there are still externalities in the sense that

services and, more to the point, from the increased adoption of these services. In other words, this is a problem of incomplete information, rather than misaligned incentives.

### *Complete compensation of fraud losses*

Second consideration is that not all fraud-related costs to customers are compensated. While the financial institutions compensate victims for direct losses, this might not cover all the losses that result from the cases of identity theft; victims may not get all costs reimbursed and may struggle for years with the consequences of having their personal information abused, such as blemished credit reports (TechWebNews, 2006).

### *Liability to merchants/customers*

Third, in several countries the banking sector is re-considering the liability regime, which might lead to "liability dumping". Financial providers have already started to push more liability onto the clients. It seems we might see a similar trend for customers. Late in 2006, the Ombudsman for the German banking sector ruled against a customer who claimed to have been victimised by a Trojan, arguing that the customer provided no proof of a successful malware attack (A-43 2006, 2006). The Ombudsman declared that the customer was not able to provide evidence of a successful malware attack, even though the customer's machine was infected with malware. This appears to shift the burden of proof onto the customer.

In New Zealand, the banking association introduced a new code that has shifted at least part of the liability to customers. The new code allows the banks to request access to the customers' computer to verify that the operating system, the anti-virus software and firewall were all up to date. If access is refused, or the computer is deemed inadequately protected, the bank's claim may be turned down. Shortly after it was adopted, the code drew criticism. In response, several banks and other stakeholders introduced changes that offer more protection to consumers. Currently, the focus seems to be focused on the complicated question of determining just what part of the responsibility lies with consumers (South, 2007).

The development of what one could call 're-externalising' fraud losses

reason, a security official at a financial service provider called the move to shift part of the liability to customers “a very dangerous path to

### *Shifting the cost of fraud*

Currently, the existing liability regime might actually be in the best interests of banks. By paying for, or internalising, the damages, whether required by law or voluntarily, banks have retained the freedom to balance the cost of security against other factors, most notably the cost of security services and the usability of online services. This has allowed them to make more cost-effective trade-offs than under a different liability regime. If they move liability towards their customers, they then run the risk of more regulatory oversight for consumer protection.

One interviewee told us that while the US banks fiercely opposed the Electronic Funds Transfer Act of 1978 since it placed all liability on them, over time many in the industry realised that the regime was actually actually more rational for them. He called it “a blessing in disguise”. Anderson (2007) found that during the period when the British banks moved from a more lenient liability regime for ATM withdrawals than for branch banks, they actually spent more on security, as they were doing ‘due diligence,’ rather than actual risk reduction.

Some financial service providers argue that the current practice of blaming victims might provide a perverse incentive by rewarding banks for not securing their machine. Earlier experiences with ATM security suggest the risk of such a perverse incentive is manageable (Anderson, 2007). Should banks pass on the cost of fraud to customers and merchants – or potentially using forms of damage that are currently not covered, such as the cost of recovering from identity theft – then this could also lead to underinvestment, or even overinvestment, on the part of the banks, since they would be investing on the basis of due diligence rather than actual risk reduction (Anderson, 2007). In either case, the new rules for financial service providers would shift the level, and type, of security investments away from the societal optimum.

g software that includes malware. The software market is highly fragmented, although there are many linkages between segments, such as operating systems and application software. Nonetheless, each market has somewhat different characteristics and hence creates different incentives for software vendors to improve security prior and after release, and malware writers to exploit vulnerabilities.

In recent years, much has been written about the incentives for software security. The predominant view seems to be that software markets do not reward security. In the words of Anderson and Moore (2007, p. 7): "In many markets, the attitude of 'ship it Tuesday and get it right by version 3' is a very rational behaviour."

First, some authors claim that security is a "market for lemons", as users cannot tell secure from less secure software. One interviewee stated that he was in fact able to assess the security of the software his organisation bought, but that the different products were more or less the same in terms of security. So there was no real 'secure' alternative.

Second, many segments of the software market tend to have dominant characteristics of the combination of high fixed costs and low marginal costs, network externalities and customer lock-in because of compatibility and compatibility issues. "So winning market races is all that matters", Anderson and Moore conclude (2007, p. 7). "In such races, security must appeal to complementers, such as application developers, or security gets in the way; and security tends to be a lousy market mover. So platform vendors start off with too little security, and such as security tends to be designed so that the compliance costs are dumped on end users."

Our analysis provides a powerful explanation for how we got to the current state of affairs. Its implications are less clear for what happens after the market has been won by a software vendor. While any market failure is problematic, recent years have seen substantially increased efforts by many vendors to improve the security of their software. The development and deployment of vulnerability patches has improved. Equally important, the development of the software itself is increasingly focusing on security issues. Most of our interviewees agreed on this, though they disagreed over the effectiveness of these efforts – some argued it was a little too late, others thought the market was moving in the right



## er of Microsoft

obvious reasons, one cannot avoid mentioning Microsoft in this context. The company's problems and efforts have been recent and visible. By now, its story is well known. Given the market dominance of its Windows operating system, it has been a key target for malware writers. When the problems plaguing the platform mushroomed early this decade, notably in the form of global worms and virus outbreaks, Microsoft saw need to change its approach. It all but halted development on its new operating system and re-tasked many developers to work on much-needed improvements for its existing platform, Windows XP. These efforts were released in 2004 as Windows XP Service Pack 2 (SP2). SP2 contained many vulnerability patches, it also introduced changes to the code base that set out to reduce the potential for vulnerabilities to be found. Furthermore, it turned on automatic updates and the Windows Firewall by default.

For a variety of reasons, security among them, Microsoft then halted the code base for what would become Windows Vista, the successor to XP, at the cost of serious delays in the process. Vista's design incorporated better security principles, which inevitably led to numerous compatibility problems when hardware vendors and independent software developers had to adapt their drivers and programs to the new design. To a great extent, the problems persisted even after the final release of Vista. Many would agree that these problems have slowed the adoption of Vista by businesses and consumers wait for these problems to be resolved. All of this implies substantial opportunity costs for Microsoft. There are no publicly available cost estimates, but it seems clear that the security-related costs of SP2 and Vista are anything but trivial, even for a company of this size.

Microsoft is not alone in this trend reversal, though it might be the most prominent example. In contrast, there are vendors who operate in markets that have demanded security from the start, such as the defense industry. These vendors have developed along a different path compared to those in the consumer market. As a result, their business models make it easier for them to economically justify security investments in the software development process. Just to be clear, the increased efforts in software security do not mean the problem of malware is getting smaller, or even that the agency with which vulnerabilities diminish is discovered. There is a

withstanding the different business models of software vendors, a set of incentives explain why this trend reversal took place. They point to a complex interplay between incentives and disincentives for security. Findings do not conflict with the incentives mentioned in the literature; they confirm and complement them by focusing attention on the costs for established software vendors, *i.e.* after the "race-to-market" phase.

## *Costs for software vendors*

### *Costs of vulnerability patching*

Developing patches for discovered vulnerabilities is costly, even if the patch is not hard to write. As one senior software security professional said: "It's like the Mastercard commercial – two line code change, 20 people finding every other related vulnerability of that type on every product version and all related modules, fixing it, testing it, 3 months. Giving the customers a patch they can use that does not break anything, priceless."

Although it is daunting to calculate reliable and comprehensive costs, the anecdotal evidence we were given suggests that an ongoing cycle of patch development, testing and release for a complex piece of software – like an operating system or an enterprise database system, which consists of tens of millions lines of code – is easily measured in millions of dollars.

Even more important, some interviewees argued, are the opportunity costs of not taking good software developers with vulnerability patching. One interviewee said: "If you reallocate the developer time for patches to other tasks, you might not be enough to build a completely new product, but you could build some complex functionality you could charge for. I could build something I could charge money for... if I did not have these defects to fix."

Security patching also imposes costs on the customer who applies the patch. These include the cost of testing the patch before deploying it within the organization, the actual deployment for all the relevant systems, as well as the cost of remediation when the patch turns out to "break something" –

there are indirect effects that do affect the vendor. First, patching the maintenance costs of the software, which can be considered as raising its price and thus lowering demand – although this effect is partly mitigated in the case of lock-in effects or lack of alternatives. Enterprises assess the so-called “total cost of ownership” of software, not just the price of the licence. It is not uncommon for maintenance to be much higher than the price of the licence itself. Second, if patching is too costly for customers, they may not keep their machines properly patched. The resulting security problems may tarnish the image of the software itself – we return to brand damage and reputation shortly.

#### 4.2.2.2 Patching for enterprises vs. home users

In response to these effects, many software vendors have set out to reduce the costs of patching for their customers. For enterprises, patching is not an issue than for home users. The former need to have more control over deployment of patches as patches potentially disrupt critical systems. In some cases, they might opt to not apply certain patches. “While it’d be wonderful if everyone stayed fully updated all of the time,” said one interviewee, “many enterprises choose to do extensive testing first, to avoid blackout periods, and take into account many other considerations specific to their business before an update can be deployed. Companies that regularly deploy updates will be less vulnerable to malicious attacks so with all of that in mind, each business must make the risk trade-offs appropriate for them.”

Software vendors we spoke to described efforts to better support their enterprise customers in this regard. Microsoft, for example, introduced Windows Server Update Services (WSUS), which allows IT administrators to control the deployment of patches across the computers in their network. Moreover, vendors try to improve the information they provide with patches so that businesses can make an informed risk assessment regarding the patch and how to deploy a patch.

Several interviewees also indicated that enterprise customers asked for patches, which are tested and released together on a regular basis (e.g. weekly, monthly or quarterly), rather than single-issue fixes released as soon as they are ready. “We do not do single fix patches,

home users, reducing the costs of patching has mainly consisted of making easier, more user-friendly mechanisms to deliver and install patches. Microsoft developed "Automatic Updates" and turned it on by default in Windows XP SP2. The vendor reported that over 350 million Windows XP users worldwide receive the monthly "Malicious Software Removal Tool" through Automatic Updates or Windows Updates (Microsoft, 2007). The introduction of open source software, Firefox – an Internet browser with a second-largest market share, after Microsoft's Internet Explorer – enabled automatic updates by default since version 1.5. Rather than waiting for patches, the developers of Firefox release the patches as soon as they are ready. The default setting of the browser is to download and install the earliest opportunity. The developers recently reported that under the "push" model, 90 % of Firefox users installed a recent security patch within 15 days (Snyder, 2007).

### Are patches always required?

The costs of patching could also work as a disincentive for those vendors seeking to avoid these costs. As a result, vulnerabilities may remain un-patched for too long, assuming they get patched at all, or the urgency of the patches might be too low. The urgency of this issue increases as attackers, as has been reported, are moving away from exploiting the operating system and toward third-party applications and hardware drivers (Krebs, 2006).

However, not providing vulnerability patches does not seem to be a good strategy for an established vendor whose product is actively being targeted by malware writers. On the other hand, even substantial efforts in security development can leave a software product vulnerable – e.g. because the code is more complicated to develop and test for products that are integrated into a larger software package. An analysis of the known vulnerabilities for Internet Explorer found that for a total 284 days in 2006, there was exploitable code available for known, un-patched critical flaws in Internet Explorer 6 and earlier versions (Krebs, 2007).

If a vendor's market position requires it to perform costly patching, then these costs might provide incentive for more investment in security early during the development process. This would be done in the form of reducing the number of vulnerabilities after release – or perhaps

### *Fig. 13. secure software development*

Is vulnerability patching is generally seen as desirable, although not *enough* (Rencorda, 2004), many have argued that it does not really solve coding problems. Finding and patching vulnerabilities might not make a software product itself more secure. Some research suggests that for many products, the discovery rate of bugs is more or less constant over time. In other words, finding and fixing a vulnerability does not reduce the likelihood of an attacker finding a new vulnerability to exploit (Rencorda, 2004). Furthermore, patch development consumes resources that could have been used to make software more secure before it is released.

There is a valid criticism. However, several interviewees made the case that patching procedures still provide an incentive for more up-front costs in secure software development. One argued that the moral incentive for secure software development is the fact that back-end costs are much higher than the costs of preventing the vulnerability in development. Another interviewee told us: "The argument to make better code is cost avoidance, even if you charge for support (and maintenance). The way you get a good margin on it is if you can charge for support once but you do not have to constantly produce patches because it is expensive, that cuts into your margin."

We did not come across economic analyses that directly compare the costs of secure development with those of patching. It is unclear whether anyone even have this kind of data available. One interviewee told us: "I added up what we've spent on the front-end... Most of secure development is good development, not some special security add-on."

It seems clear, however, that the costs of secure software development are *significant*. It requires more resources and can affect time-to-market of a product – a critical factor in many software markets, though here too it may be tempered by customer lock-in. Furthermore, secure development often involves costly assurance processes. One interviewee told us of the so-called "Common Criteria" evaluations for major releases of products. These evaluations are made by external consultants and were said to cost between USD 500 000-1 million each – not including the ongoing involvement of internal staff.

Even in the absence of hard numbers, the interviewees were adamant that there are significant cost savings to be made by investing in secure

as in opportunity costs that potentially are even higher. In the words interviewed: “I worry about the opportunity cost of taking good users and putting them on tasks for security patches for avoidable, fixable defects. That’s why we put a lot of work up-front to avoid that. In training, we have automated tools – anything you can do earlier in the life is goodness. It’s never been hard to justify these costs.”

### *brand damage and reputation effects*

An additional explanation for the increased security efforts of software vendors are the reputation effects that they suffer for poor security – or for good security. The strength of these effects are notoriously difficult to estimate. Some have suggested that they provide a fairly weak incentive (Schneier, 2007). Whether that is true or not, it does seem to play a role. A major security-related change within Microsoft were driven by the worm and virus outbreaks in 2002 and 2003. The key difference of these security incidents and ones that preceded them was scale and timing damage. Neither affected Microsoft directly. The reputation of these incidents seems to be the most plausible explanation for the change in the company’s course.

As mentioned earlier, Microsoft has invested in mechanisms to make it easier for its customers to patch their machines, even though they do not bear customer’s patching costs directly. Furthermore, so far Microsoft would pirated versions of Windows to download security patches. This seems to value the reputation of the platform more than denying services to attackers. Keeping their customers patched as much as possible helps to reduce the scale of security problems that the platform is associated with.

The incentive of reputation effects might be stronger in open source settings, where reputation is a very valuable resource (e.g. Watson, 2007). It might help to understand why early in the development of what became the Firefox browser – shortly after the code of Netscape Navigator had been open-sourced in 1998 – the developers made a number of security conscious choices. The security performance of the browser played a key role in the positive evaluations of software reviewers.

### *are vendor trade-offs and disincentives*

### ing functionality

One of the reasons for the race is that people want fancy gadgets and do not care as much about security, and that's exactly what they got," one security professional told us. The 'gadgets' referred to in this case are the functionalities provided by software products. Even a company with an established market position will at some point want to buy a newer version of their product or a complementary product. Another interviewee said "No-one buys your product only because it is secure, they buy it because it allows them to do new things." The drive to produce ever more powerful software has generated many innovations. At the same time, it has made it much harder to build secure software.

Functionality versus security is not necessarily a zero-sum trade-off. Functionality can be security related, for example, or it might be unrelated to security. In practice, however, they can be difficult to separate. The history of software development is rife with examples where decisions in the design of software have favoured functionality over security. Many of the much-maligned features of Microsoft's Internet Explorer, such as its deep integration into the Windows platform, started out as functionality – e.g. the ability of a website to silently install code on a user's system, which would increase the functionality of the system without asking the user to understand and manage the process of installing software. There have been many beneficial uses of this functionality, but it has also turned out to be a huge security risk. In response, IE7, the latest version of Internet Explorer, has reversed many of these design decisions.

There is an intrinsic tension between adding functionality and making a product more secure. Security benefits from simplicity and a limited number of code paths (e.g. Barua and Gogick, 2005; Barua et al., 2003). Many of the major software products are neither. The need to coexist with each release only exacerbates the situation. Of course, good software development practices set out to mitigate this problem, by isolating the "attack surface" of a certain functionality and manage the associated risks or, if the functionality is inherently insecure, to exclude it from the product.

### Box 5.1 Microsoft's Vista:

#### An attempt to balance compatibility and security

g the development of Vista, Microsoft decided to change the default way users were set up. This required Microsoft developers to create a viable user mode with restricted privileges. They introduced User Account (UAC) for this purpose. Their enterprise customers, many of whom wanted their desktops under standard user accounts, applauded this development, as it helped to reduce their total cost of ownership. The problem was that it created compatibility issues with the existing third-party software, much of which used administrator privileges. While vendors were informed about the changes, many did not actually adapt their code to work with these changes. One interviewee explained that it was not attractive for vendors to comply with new restrictions, because they had to invest in changing their code just to use functionality that they already had before Vista.

Vista was released, a substantial number of these compatibility issues were not fixed, even though Microsoft itself developed anti-mitigation measures to deal with application compatibility problems that the vendors did not resolve on their own. Users experienced poor or missing device drivers and incompatible programs. Many complained about the constant security prompts and that UAC confronted them with. Because many programs did not run in standard user mode, they constantly had to ask for elevated privileges, triggered the UAC prompts. This was exacerbated by the fact that UAC was implemented very elegantly and thus generated more prompts than needed. As interviewees explained, the move to UAC "is considered a paradigm shift that has led into worse user experience if the user is running software that has to very day."

Interviewees anticipated these problems to a certain extent. They felt that the compatibility problems of end users were worth the price of moving the software toward building products that could operate under a standard user model. But as a way to force the third-party vendors to adapt their software, this would be a "lose-lose game to play," said one interviewee, as Microsoft itself will receive a blame for these problems. UAC is one example.

Security improvements in Vista suffer from the same incentive problems. They only work if the independent software vendors adapt their code. If using the feature is not turned on by default, the vendors might simply ignore it, which means that the feature does not actually improve security for end users. If the feature is turned on by default or if it cannot be turned off, then users will experience compatibility issues. These compatibility issues likely translate into a delayed adoption of Vista, especially by enterprise customers, as they wait for problems to be sorted out before they move to the new platform. For



could argue that as the security-related costs of users go up, the will remain security-related functionality that can reduce those costs. There are several well-known counter-arguments to this – including lock-in, lack of alternatives, weak market signals for security and the information asymmetry between vendor and customer. That said, there is to be a market demand for certain security improvements, most of those that reduce the total cost of ownership. Some software vendors, both proprietary and open source, are actively marketed as being secure and less costly to maintain than their alternatives or users. Whether the market over time can distinguish between empty and security improvements that actually achieve cost-savings is not clear.

### Ensuring compatibility

As discussed above, software products benefit from positive network externalities. The value of a software platform – such as an operating system – increases non-linearly with the number of users. There are two sides to this coin: the more users there are, the more vendors will want to develop software for that platform, and the more software there is for the platform, the more users will want to adopt it. Anderson and Moore (2007, p. 5) noted that all of this implies that platform vendors will impose few restrictions so as to appeal to third party software vendors – i.e. to ensure compatibility and inter-operability of software. How these issues play out for a specific vendor depends on the type of product involved and the position they have in the market.

For a dominant platform, maintaining compatibility is key when moving to a new version to the next. As one industry insider told us: “The only thing [Microsoft] cared about in the transition from Windows 95 or 98 to Windows XP was application compatibility, otherwise they would never move to XP.” This had all kinds of effects on security, the problem of malware:

To achieve maximum compatibility, the default installation of XP set everything up with administrator privileges, which means that people were operated their machine under a user account that allowed full control over the machine. From a security standpoint, this is terrible, because it means that once a machine is successfully attacked and malware has full access to the machine and can, for example,

the "attack surface" – i.e., the amount of code, interfaces, services, tools available to an attacker.

In response to the default user setup of XP, third party vendors assumed users would run with administrator privileges and they designed their software accordingly. In turn, because so much software assumed the user had administrator privileges, running the system as a regular user with administrator privileges was not really viable. "The end user was pretty much forced to run as administrator", said one interviewee. While they might not like it as much of a choice, end users were accustomed to having full control of their machine, unbothered by security restrictions.

Some organisations did sometimes set up the desktops of their employees with restricted regular user accounts. This is a costly set up, however, because it requires a lot of support staff to manage these accounts. Even minor changes needed administrator privileges and thus a staff action. Of course, if you set up your users as administrators, the costs are also high, because of the increased security risks. The only way to break out of this self-reinforcing costly path is for everyone to adopt a new behaviour.

### *Room for user discretion*

A theme that runs throughout the challenge of software security is user discretion – that is, key decisions about how to configure and operate the software product are left to the user. The user – or in enterprise contexts, the system administrator – decides whether or not to install vulnerability patches, the user decides whether to operate within User Account Control or to turn it off, the user decides how to configure a firewall, and so on.

User discretion allows software products to be adapted to a wide variety of contexts and user preferences. That means the product can reach a wider audience and can create more benefits for its users, making it more valuable. More importantly, user discretion touches on property rights. It is about the rights of the owners of machines that are not owned by the vendor. In principle, the owners should be able to decide how to balance trade-offs between functionality, performance, availability and, yes, security – as well as other values relevant to them. After all, the owners are the first to bear the consequences for what their system does – whether this affects themselves when their deployment breaks critical business applications, for example, or

user discretion comes user responsibility. This is a blessing and a curse for software vendors. The blessing is obvious: many of the current security problems fall within the realm of user behaviour rather than within the realm of software production. This shields vendors from part of the responsibility to resolve these problems. Of course, it is also a curse. The actions that users make affect the security performance of a product, and in turn affect the reputation of the product and its vendor. There is a lot of evidence demonstrating that in many cases, users lack the motivation or expertise needed to make rational security trade-offs or that vendors do not account for the costs they impose on others – e.g., but not limited to, reputation damage to the software vendor.

There are limits to user discretion. There are hard limits, where software does not enable or allow you to take certain actions, and softer limits, where the default configuration of a product tries to guide behaviour in a certain direction. For example, when Microsoft introduced UAC, it turned it on by default, but it did include the possibility to turn it off by changing the system settings. Preliminary feedback indicates that, so far, three quarters of users keep UAC turned on.

Where and how to set such limits is a difficult balancing act for vendors, as there are many trade-offs between user discretion and protecting the security and reputation of the product. As one interviewee explained:

...the debate raged on for four years straight, from the team level to the VP level and we rehearsed that debate fifty times in those four years – what should the defaults be and how much pain can we put the user through to get through to the independent software vendors? Are we being too conservative with this plan or are we not aggressive enough? It was a huge strategic decision that really took a lot of guts at the VP level to support what we knew we were going to generate some customer dissatisfaction. The alternative is to say, I hope anti-malware engines can keep up with this.”

### *Why of incentives for software vendors*

Software vendors work under a mixed set of incentives, which may vary across different market segments. They do experience increasing costs as a result of growing security problems, most notably the direct and indirect patch-development and reputation effects. That explains why many

net effect of the mixed set of incentives is dependent on the product market segment in which the vendor operates. Assuming all other are equal, the increased efforts mitigate software-related security risks. However, at the same time as security efforts are being increased, malware is becoming more sophisticated, adapting to the new defenses. Understanding the efforts of software vendors, many of our interviewees said that the situation would get worse still, before it would get better.

Vendors do not bear the full costs of software insecurity – i.e. there are *externalities*. Schwaier (2007) has repeatedly argued that all the money that firms of software products are spending on additional security products needs should be counted as externalities generated by those software products. That might not be fully correct and it may overestimate the size of them.

To a certain extent, security problems are connected to users' decisions and behaviours – as is inevitable, given user discretion over the acquisition and use of software, as well as social engineering attacks. One does not need software vulnerabilities to compromise a system. If a user decides to buy a cheap or highly functional software product with security problems plus separate security software, it is that user's choice and thus should not be treated as an externality. In theory, a functioning market would offer software with different degrees of security and let consumers choose. However, that assumes that everybody has information and that there are no externalities on the consumer side. However, in many software markets consumers experience lock-in or a lack of alternatives. So there are externalities generated by the users' decisions, but they are probably lower than the total cost of security measures.

## Abstracts

The Domain Names System (DNS) is part of the Internet infrastructure, such that it is affected by malware in a variety of ways. There have been sophisticated botnet-assisted denial of service (DDoS) attacks on root and TLD name server operators, aided by sophisticated tactics that exploit the existing DNS infrastructure to amplify the attacks.

In addition to the threats to the DNS infrastructure posed by malware,

by security service providers working on their behalf, often assisted by volunteers working at ISPs, CSIRTs and other organisations.

procedures to take down phishing sites are changing constantly, as they adapt their strategy in response. Typically, ISPs and registrars are involved in taking down a phishing site. The first takes down the hosting, while the latter removes, suspends or redirects the domain names of the attackers. Redirecting a domain name means sending the traffic to another location, typically to allow law enforcement or security experts to examine it more closely.

Redirection is sometimes preferred over removal, as the latter would allow an attacker to register the name again elsewhere. The response of registrars to the notification of phishing sites varies. Some act quickly, others do not. At the latter extreme, we find bullet-proof hosting, where a business model is based on non-response and keeping malicious sites online as long as possible. Research suggests that legitimate ISPs and registrars, once they are under pressure to act, go through a learning process and develop procedures to deal more swiftly with abuse (Clayton, 2007). At the end of the day, the criminal activity starts to migrate to other, easier targets.

The transaction costs of domain name registration itself are very low – reduced by the practice of “domain testing”, where millions of domain names are registered, the overwhelming majority of which are cancelled once the so-called “grace period” expires. For the registrar, this process is profitable because it enables a business model to find profitable domains through trial and error, which drives up the number of registrations that make it past the grace period and thus generate revenue. Some research has suggested that there is a relation between domain testing and phishing, but within the context of this study we have been unable to find any data to clarify and corroborate that relation.

### *Incentives of domain registrars*

The incentives of ISPs were discussed earlier. What about the registrars? To a significant extent, ISPs and registrars are overlapping categories. Domain name registration is an extremely low margin business, which is why many registrars turn to complementary conventional ISP-type services, such as web hosting and hosted e-mail services. Some registrars sell domain names at a slight loss, in order to entice people to register

overlap between registrars and ISPs means they share similar resources. It also means that the size of their operations is such that staffing a desk and other security-related positions is seen as a normal cost of business. The different parts of the business often share a centralised task. Furthermore, they need such capabilities for other reasons than security, most notably to deal with complaints regarding copyright infringement – our interviewees reported that the latter made up a large part of the incoming complaints.

In any case, there are also smaller registrars, with or without complementary services, who lack staff to deal with abuse – again, similar to what we saw with ISPs. Some of these smaller registrars leave it to the provider to deal with all content-related complaints. Because of the overlap between registrars and ISPs, we refer back to the section on ISPs to discuss some of the incentives that both have in common. We only briefly use them here, complementing them with more specific findings for registrars.

#### *Customer support and abuse management*

As with any business in a competitive market, registrars have an incentive to reduce operating costs. This includes customer support and abuse management. The number of complaints was reported to have risen substantially in recent years, though part of this growth coincided with the growth of the customer base. At the same time, the response process has become partially automated and thereby more efficient. To illustrate: one interviewee reported getting 1 200–1 500 incoming complaints per day for a customer base of several million. Only a minor part of the overall incoming complaints relate to malware. The bulk consisted of complaints about copyright violations.

If the company in question offered complementary services, most of the incoming complaints were about domain names that were registered with them, but hosted elsewhere. They were contacted because their terms of service did not allow the domain to be used for any kind of abuse – they have a reputation for enforcing these terms. On the whole, the interviewees estimated that they suspend around 20 domain names per day for security-related reasons. Only a few per week were specifically for malware. One explanation offered for this relatively modest number was that end users who were infected by malware, it is often difficult to tie

ation therefore provides an incentive that, all things being equal, against security. This is reinforced by the need to investigate the issue, to understand whether the domain name is indeed associated with malicious activity. Given the dynamic and increasingly sophisticated nature of phishing gangs, this can be more difficult than it may seem at first. Even for the experienced staff at larger registrars, investigating phishing and request to suspend a domain name for malware-related issues can take several hours. Phishing sites are less difficult to investigate and typically be dealt with within an hour.

One incentive for criminals are to register with registrars who are slow to abuse. The longer the domain name stays active, the more useful their attack can be. This means that not all registrars are equally

responsive. Those that are swift to suspend, remove or redirect a domain name provide an incentive criminals to look for easier targets. Given the enormous number of registrars, both for generic and country-code top-level domains, a target is usually not hard to find. These registrars do experience criticism for their lack of responsiveness, similarly to the consequences of a slow server. In that sense, the costs of customer support and abuse management work as an incentive to improve security.

Interviewees explained that it was their experience that if they dealt quickly with abuse, then criminals would avoid them or move elsewhere, which reduced the amount of complaints coming in, as well as associated costs such as blacklisting. The amount of abuse had gone down relative to what it was in their customer base.

### *Blacklisting*

Registrars offering hosting and e-mail services are subject to the blacklisting along the same lines as the ISPs. Blacklist operators monitor registrars and their responsiveness to abuse complaints. In some cases, blacklists may be directed at the registrar itself. A case in point is the recent row between the blacklist operator Spamhaus and the registry/registrar Nic.at. Spamhaus had requested Nic.at to remove domain names it found were associated with phishing by the "rock" gang. Nic.at did not comply with these requests, citing legal issues. They argued that they could not legally remove the sites, unless Spamhaus provided them with clear proof that the domain names had been used using false information (Sokolov, 2007).

to a symbolic listing – no longer actually blocking the IP addresses, but listing them as “spam support.” Several of the offending domains were removed, but Nic.at denies that they complied with the request and claims that the hosting providers took action (ORF, 2007; Spamhaus, 2007).

### *Learning about brand damage and reputation effects*

There also appear to be reputation effects, which provide security-incentives. As mentioned earlier, there are several cases of ISPs who were popular among phishers and who at first did not respond to requests to suspend domains. Then they apparently went through a learning process and started to remove domain names quickly in response to requests (Clayton, 2007). It is unclear what precisely prompted this learning, but their behaviour suggests that the registrar does not want to be associated with the malicious activity.

Another case is the ccTLD of Tokelau, an island with 1,300 inhabitants in the territory of New Zealand. The registrar for the .tk domain is a Dutch-American company, which hands out most domain names for free, making money from showing advertisements on the registered domains. After it was announced that over 10% of the .tk domains were suspected of being involved in phishing activity, the registrar introduced new measures, which included scanning of the domains for malware (Dot-TK, 2007).

### *Learning about maintaining reciprocity*

For registrars, maintaining reciprocity is as important as it is for ISPs. We found numerous examples of registrars with hosting and e-mail services using instances of blacklisting through informal contacts with blacklist providers as Spamhaus as well as major e-mail and network providers. One was mentioned that one direct benefit of being responsive to abuse requests is that it typically keeps sites with security problems off the blacklist – or at least ensures a proportionate response from blacklists, such as listing the specific machine associated with the abuse, rather than listing a large or subset in which the offending machine resides. A security expert at an ISP claimed that his organisation sponsored Spamhaus, which indirectly gave them a free pass in terms of being blacklisted.

An interesting new example of reciprocity stems from the size of the



## *Registrar disincentives*

### *Risks and constraints*

With the ISPs, a number of legal ambiguities surfaced which in some instances translated into disincentives for security. Some interviewees agreed to be careful with monitoring the hosted sites on their network. One interviewee said:

... legal liabilities kick in as soon as you have knowledge or should have knowledge that something took place on your network. If you are actively monitoring all the content of your hosting customers but for whatever reason something is missed, while there is an expectation that you have caught it, then you could potentially be held liable for that. So the monitoring that we do is somewhat limited in scope and only to areas where there is some sort of a safe harbor legal provision.”

Even though there are potential liabilities around suspending or removing domain names, as it involves a contractual relation between registrar and client. Even if the terms of service of the registrar preclude the domain being used in relation to spam or other forms of abuse, that still leaves the registrar to investigate and build a case showing that those terms have been breached. That can be costly.

Several interviewees in the security community pointed out that security analysts often use a short cut: rather than asking the registrar to fully investigate and decide on an abuse complaint, they point out that the WHOIS information is false. As one interviewee explained: “... some registrars that are not willing to assume the risk of the liabilities, WHOIS accuracy policy is a comfortable refuge.” Referring back to the Spamhaus vs. Nicat, the request of Spamhaus was indeed to suspend and remove domains on the grounds that their WHOIS information was false. The response of Nicat was that they were contractually bound and would not remove the domain names unless Spamhaus could provide legally defensible evidence that the WHOIS information was indeed false.

There is also the risk of collateral damage from removing domain names. It could be that the domain name is indeed used for phishing, but that the activity associated with it is criminal or that the actual owner is innocent of what is going on. The fact that the registrar acted in good faith on the request of others would in all likelihood not shield it from liability.

record for the security website SecList.org at the request of e.com, after the security site published a list of 56 000 MySpace IDs and passwords that had been circulating on the Internet (Utter,

even if the domain is actually owned by criminals, that does not mean it is shielded from repercussions. In the past, there have been cases of spammers successfully suing their ISPs for shutting them down, just as there have been cases of blacklist operators such as Spamhaus – a case which was won by the spammer, although that did not affect Spamhaus directly as it is located outside the courts' jurisdiction. In short, the risk of legal action drives up the costs of compliance with abuse notifications, especially in combination with more complicated and difficult to diagnose strategies, which work against security.

Not everyone agreed that these liabilities form a significant risk. "It is a very real risk of incurring liability vis-à-vis a spammer or malware distributor is a very minimal," said one interviewee. "I believe most registrars operate on that premise. Certainly, I have heard the excuse of liability used by some registrars and I feel that it should not be used to absolve yourself of your responsibility to your customers and your community... The real risk is the cost of defending yourself against court cases. Even in the most successful cases there is some exposure and you need to take those exposures and factor them into your business model."

### *Reputation and customer acquisition*

Interviewees expressed mixed views about the relationship between reputation costs and acquiring and retaining customers. The dominant view seemed to be that proactively fighting abuse actually helped to acquire and retain customers, as it helps build their brand as trustworthy and secure. In addition, active abuse management helped the registrars to mitigate risks of reputational damage, also for customers that were not directly involved in the abuse. For non-responsive registrars and hosting providers might experience various forms of blacklisting which are correlated with substantial reputational damage within their customer base.

Another side of that story is that proactive abuse management often requires swift action, which might be perceived as hasty or unjustified by the victims involved in the abuse issue. The latter might see themselves as

### *Why of incentives for domain registrars*

users face a mixed incentive structure for security that varies across different business models. To the degree that registrars operate as ISPs – they do, as they lie in registration services with hosting e-mail and complementary services – they face a similar incentive structure. Some evidence that suggests that registrars are indeed responsive to pressure and that improved security provides benefits (e.g. Clayton,

security officer at an international bank told us he was not worried by fast-flux networks for phishing, because in his experience ISPs were quite responsive in addressing the attacks at the level of the names. That still implies, however, that in the absence of outside pressure, the incentives for security are not strong. In light of the large number of registrars currently in operation, this suggests a long learning curve even if we assume that registrars that have improved security will back into complacency.

As discussed earlier, the abuse complaints that ISPs receive cover a small fraction of the actual amount of abuse on their network. This was confirmed that this is similar for the domain names or hosting services that fall under their purview. “For every abuse situation we are aware of, there are probably several more going on that we do not get about,” said one interviewee. In practice, this means that while registrars may have incentives to improve security, their efforts do not cover the full extent of the security problems associated with their services or customers. In other words, there are externalities arising from these actions for other market players in the value net.

Users are arguably the most heterogeneous set of market actors, from average home users to SMEs to public institutions to global corporations. Rather than trying to differentiate all of these actors, we discuss two extreme categories – home users and large organisations, public and private – and discuss in general terms the incentive structures which they operate.

s themselves. That incentive structure has changed dramatically. By its presence to the end user, malware can turn end user machines back platforms to be used against many other players in the Internet network.

Lack of home-user action against the infection of their machines is a function of:

- incomplete information – not knowing that they are infected or unable to evaluate the relevant security risks and defense strategies; and

- shortage of incentives: home-users do not have to bear the costs of their decisions on other market participants

Complete information is important, because it further weakens the misaligned incentive structure. While it is true an infected machine mobilised for use against other actors than the machine's owner, it is also true that a significant portion of malware poses a direct threat to users – for example, keyloggers that capture access codes to financials, "ransomware" that renders user files inaccessible until a ransom is paid, or Trojans that enable man-in-the-middle attacks during online banking sessions.

In principle, these risks could provide a strong incentive for home users to protect their machines. But their lack of understanding of such risks or how to defend against them renders the incentive to act on them rather weak, if not absent. The interviewees at ISPs told us that when they contact home machines have been compromised, the response is generally unhelpful. Their customers had no idea what was going on. Once it is explained, they are often co-operative.

In the abstract, however, the information about risks is not getting through. A security officer at a smaller ISP explained it this way: "At any point in time, we have 600-800 customers who have a malware, abuse or security problem with their machine. You do not see those numbers in the news because a journalist does not think that is a problem; 600 out of 400 million users. That is also why end users do not think it is a problem, the chances of being hit seem so low."

The cost of increasing security provides a further disincentive. The price to pay for security services seems low. As argued earlier, one

there was still a large group of people not installing the software.

A similar phenomenon was related to us by the head of Internet security at ISP: they too offered an AV solution as part of the subscription. The people who did install it often did not keep it up to date. He blamed it on poorly designed software. That sentiment was shared by a representative of a consumer organisation. "We see that the products on the market for establishing some degree of security for their PC do not really work, and they are too complicated to manage. Consumers cannot manage their own security given the tools they are provided with." When asked whether in their view consumers would be willing to pay for better security, the interviewee responded:

...in general terms, they do and they do not. They just expect it to be the way it is. Most products are secure. When you buy a car, it's got seat belts, brakes. Those things are included in the product. Consumers are not charging extra for that is a bit ridiculous."

In line with these views, a survey by a consumer organisation found that only 10% of their members felt that Internet security was a shared responsibility: the consumers themselves are responsible for their online security, but the technical aspects of security are the responsibility of others, most notably their PC retailers, ISPs, software vendors and the government (Consumentenbond, 2006).

It is difficult to disentangle incentives from incomplete information, but a combined effect is to undermine the willingness, as well as the ability, to act. Often this situation is described with a sense of inevitability, as if the user is a static entity with no learning curve. Surveys suggest that this is incorrect.

As users are adapting their behaviour, but it is unclear how these adaptations add up, how to connect the disparate, if not contradictory, pieces of information from the plethora of surveys out there. Even if we ignore the inconsistencies between the numbers, it is hard to characterise the current situation. Surveys tell us a large number of people are worried about identity theft, privacy, security, online predators, fraud and other problems. In fact, a substantial portion of people are turning away from the Internet altogether (eConline, 2006). At the same time, adoption of security measures such as firewalls and AV software is increasing, slowly but surely (Fox,

### *incentive structure for home users*

A key question regarding the incentive structure is, how, if at all, are users confronted with the costs generated by their security trade-offs? In essence, technically, they are confronted with them all the time. The bulk spam messages that everyone receives is sent through botnets, to at least one consequence. But the causality between individual behaviour and aggregate effects is too abstract and complicated to have a feedback effect.

Feedback typically stems from actual security problems that people face – the victims of fraud, identity theft or, less dramatic, degraded usability of their machines. According to a 2007 survey by Comscore, 1 in 5 people experience a major virus problem, 1 in 11 experience a spyware problem and 1 in 81 actually lost money from an account (e.g. Verizon, 2007). Assuming these numbers are correct, that would mean somewhere between 20-30% of all home users have directly faced the consequences of their security decisions. Potentially, this is a powerful feedback loop, but the unanswered questions are:

• Do people understand these incidents? Do they relate them back to their decisions? Do they have adequate tools and capabilities to act on this understanding, assuming such tools exist for end users? (The existing software suites are increasingly ineffective in detecting malware.)

• The most direct mechanism (which is currently internalising some of the costs generated by end users) is the ISP practice of isolating infected machines until they resolve the security problem. It would appear that this works for relatively modest numbers of infected machines, but, as security experts say, it does not scale to the actual number of infections.

• Not just ISPs that bear the externalities generated by home users, online businesses are confronted with botnets and related security problems and they have to provision their services accordingly – whether they are a commerce company buying DDoS mitigations services from its ISP, an online bank that has to design its services under the – all too valid – assumption that the customer's machine is compromised. Few of these parties are in a position to mitigate these risks by influencing the trade-offs of home users. Thus, defending against these security risks is perceived as the cost of doing business.

to understand the security risks they face, take precautionary steps, as well as build incident response capabilities. Notwithstanding advantages, research often reports that both public and private organisations underestimate the risks they face or under-invest with regard to IT security. Some of our interviewees reported compromised machines in networks, which they perceived as more or less inevitable. They said that their networks were by necessity rather open to accommodation, or the flexible use of services throughout the organisation. One interviewee said his network was like a fortress that kept intruders out, but someone had gained a foothold inside, there were many opportunities for malicious activity.

If interviewees reported instances of malware on their network, they perceived this malware to be generic and not targeting their organisation specifically. It is unclear how valid this claim is. The way they found out about compromised machines – e.g. through notification by security providers which were not under contract with them, or during the use of support desk staff separating malfunctioning machines – suggests that their risk perception of malware is not based on any formal type of analysis of their own services and networks.

There are many known cases of companies who have suffered from serious security breaches – and there are undoubtedly many more such cases. That being said, it is rather difficult to determine the appropriate level of investment in light of these threats. While more formal risk assessment instruments have been developed in recent years to support these decisions, their application requires the input of values and probabilities that are hard to estimate with any degree of reliability. According to the CSI Computer Crime and Security Survey, less than half of all organisations use instruments such as ROI, IRR and NPV (CSI, 2007). Security providers have very little actuarial data to base policies on.

If the security practices of large end users undoubtedly leave much room for improvement, it is also important to realise that many of the smallest businesses underestimate risks and under-invest in security. A recent research sponsored or carried out by security providers, whose aim is to overestimate the problem.

Contrast these claims with the findings from the CSI Survey, which showed a decreasing loss estimates from respondents for five years in a row (4.4% annual estimated loss over CSI, 2007). The small businesses considered

versed as damages per reporting organization doubled to USD 345 million. It is difficult to assess whether this represents a one-time deviation or a reversal of the downward trend. Most likely, it reflects the ongoing race between the provision of cybersecurity and ever-more sophisticated and virulent criminal attack techniques. It is also important to note that direct losses are no measure of the complete financial impact felt by victims.

### *What are the trade-offs?*

Organisations face all kinds of trade-offs regarding their information security decisions, including malware. Take the issue of patching. We heard that patching mission-critical software systems can cost millions of dollars. In some cases, some companies did not patch immediately after release of a safety patch, but waited for months and then applied several patches sequentially.

There were even examples of organisations that consciously never patched, estimating the risk of disruption to be higher than that of security breaches. In the financial sector, security measures often face a trade-off between availability of the systems and their performance. In a world where latency to process information in milliseconds affects the bottom line, measures that improve security but slow down transactions are not an easy choice. A similar trade-off exists between security and availability – the uninterrupted uptime of systems. All of these trade-offs involve assessments of costs and benefits, often in the face of uncertainty regarding information.

### *Are there externalities?*

Even if it is true that large organisations might not fully understand the full benefits of information security, the more relevant issue is whether information causes market externalities. In the absence of externalities, it is in their purview to pursue whatever security strategy they deem adequate and bear the consequences of those decisions. In most generic cases, the answer is Yes, there are serious externalities.

Examples of externalities are hospital records that are compromised, financial records of millions of citizens that are “lost,” and a job website that is compromised, allowing the personal information of over a million



will be implicated in a wider variety of security breaches than those already observed.

### *Damage and other incentives*

What are the incentives for these organisations to prevent these attacks? There is brand damage. Organisations that have been breached have strong incentive not to disclose this information. However, many US states have adopted legislation that requires organisations to publicly disclose security breaches. The legislation includes no penalties, but still a strong incentive because of the prospects of public assessment and loss of share value.

Applell *et al.* (2003) reported that, on average, breaches of stability had a significant negative impact, causing an average decline of value of about 5 %. A study by Cavanoglu *et al.* (2004) also found that announcing an Internet security breach is negatively associated with market value of the announcing firm. The breached firms in the lost an average of 2.1 % of their stock market value within 2 days of announcement — an average loss in market capitalisation of USD 1.65 per breach. While these effects are significant, some experts argue they are temporary and that, over time, the notifications will have less impact, as the number of notifications increases and they lose their luster.

A breach notification legislation enables other parties to hold the breached organisation liable for any damages they have suffered. This is done by individuals affected, but perhaps more realistically by other parties that have more resources to pursue such a course of action. In the case of the security breach at Choicepoint, this led to USD 10 million in damages for security breaches and USD 5 million in redress to victims (FTC, 2006).

Very recently we have seen what will undoubtedly be a landmark case, a security breach at the US retailer T.J. Maxx in December 2006. Many are suing the retailer for damages following this breach. Among them are banks that had to reimburse their customers for fraudulent transactions stemming from credit card information that was stolen at T.J. Maxx. Recently, the retailer has reported that the breach has already cost it \$5 million — and the case is far from over. A security company

Sarbanes-Oxley, the Health Insurance Portability and Accountability Act, the Gramm Leach Bliley Act. While there is disagreement over the merits of these laws, issues of liability and compliance have shown to us for increased security efforts (e.g. Ernst & Young, 2007; Londs, 1992).

Other countries have different regulatory regimes in place. However, the parallels are striking. Data protection laws could potentially have similar effects. So far, however, these effects, if they are indeed occurring, are very hard to see. Predictably, the debate is shifting towards the issue of how to connect sanctions to these liabilities. The UK Information Commissioner recently called for criminal sanctions "for those who flout and recklessly flout data protection principles" (Shafir, 2007).

### *Security of end-user incentives*

End users have been the focus of considerable debate regarding Internet security. As has been reported before, many externalities emanate from end user security decisions – or non-decisions. Interestingly, both for home and large users, there exist incentives that are potentially very strong – the risk of significant damage to themselves resulting directly from security decisions.

The problem is, however, that their risk perceptions are often not aligned with the technological realities in which they operate. To the extent that end users do appreciate the risks they face, there are significant barriers when they attempt to act on that information. For home users, security tools are often too complex and partially effective at best. For large and private organisations, the situation is remarkably similar. While they often have more expertise available, the security challenges are also usually more complex in light of the complicated array of systems, applications, and the organisational arrangements around them.

As a result, end users generate externalities, the costs of which are not always passed back to them. But in many cases, the costs are passed on, internalised by, other market players, which consider them part of the doing business in the information industry, or the costs are absorbed by society at large.

## Annex 5.A1. List of Interviewees

(2007, 41 in-depth interviews were conducted with 57 professionals representing participating in networked computer environments that contend with malware. Below is a full list of those responding.

In each instance, the following questions were asked: how the organisation was confronted with malware; what its responses were; what factors were associated with those responses; and how the organisation coordinated the actions of other market participants.

For details on the research design and its scope and limitations, please see section B: Research Design for Economics of Malware.

Joseph Adams	Oracle (US)
Michael Adams	Telstra OptusNet (AUS)
Anthony Adams	PayPal (US)
David Adams	Confederation of British Industry (UK)
David Adams	Modis Foundation (US)
David Adams	St Elizabeth hospital (NL)
David Adams	De Geerd (US)
David Adams	St Elizabeth hospital (NL)
Mary Ann Adams	Oracle (US)
David Adams	ConsumerBoard (Consumers Union) (NL)
David Adams	France Telecom / Orange (FR)
David Adams	ASAP AMPO (NL)
David Adams	SpamShield (UK)
David Adams	FI ISAC / Rabobank (NL)
David Adams	KPN (NL)
David Adams	ES&I (NL)
David Adams	Microsoft (US)
David Adams	Comcast (US)
David Adams	Telstra OptusNet (AUS)
David Adams	ServePath (US)
David Adams	GOWCOTT (NL)
David Adams	Oracle (US)
David Adams	ES&I (NL)

Guillaume	Symantec [UK]
David	Fellow to the ICANN S&AC [US]
Eric	Google [US]
Dr. Richard	Federal Trade Commission [US]
Don	Twitter[CA]
Dr. Thomas	BfI (Federal Office for Information Security) [DE]
David	TransMedia [JP]
Eric	Queen Mary University of London [UK]
Isabel	SONCERT [NL]
Janet	KPN [NL]
David	Federal Trade Commission[US]
Michael	NAB (Netherlands Association of Banks) [NL]
Werner	BfI (Federal Office for Information Security) [DE]
Kenn	ACOMat [US]
Dr. Jacques	Surfnet/CERT [NL]
Louis	Federal Trade Commission[US]
Dr. E	Shell International [NL]
Mark	BT [UK]
Dr. Peter	ASN AMRO [NL]
Isabel Marie	KPN CERT [NL]
Patrick	France Telecom / Orange [FR]
Anthony	Shell International [NL]
Henry	Symantec [UK]
Rick	Support Intelligence / Alice e registry [US]
Colin	BRACB [UK]
Rob	Michigan State University [US]
Jeff	Microsoft [US]
Dr. Bill	Packet Clearing House [US]

## Chapter 6. The Market Consequences of Cybersecurity: Identifying Externalities and Ways to Address Them

The preceding chapter reported on the efforts and incentives of a variety of market participants. It indicated a number of market-based mechanisms that contribute to enhanced security but also others in which decentralised actors may lead to sub-optimal outcomes. A key question is: Are participants in the information and communication markets responding adequately to malware, or are there limits possible? Pointing to a variety of reports that show increasing malicious attack trends, one might conclude that markets are not responding adequately. Our analysis revealed a more nuanced picture.

### Real-world categories of externalities

Real-world markets rarely meet the preconditions of standard economic theory. For example, decision makers rarely have complete information, they operate under conditions of bounded rationality, and they behave strategically. For these reasons, individual decisions rarely are as idealised by abstract models. Rather, real-world decisions are a process of “killing through” second and third-best solutions, especially in an environment of rapid technological change. Whether a decision was good or bad is often revealed only after-the-fact.

Assessing the direct and indirect economic cost of malware in real-world conditions is hence an important aspect of designing countermeasures. The provision of security entails cost, tolerating a certain level of risk is economically rational. Therefore, the level of security realised depends on the costs and benefits of security to individual actors, and on the collective measures to enhance security. Two key questions are:

risks are externalised (passed on) to other market players or society at large, how serious are they in relation to the internalised (absorbed) ones?

In keeping in mind the scope and limitations of our study, we can draw a number of tentative conclusions with regard to these questions. In the information market's value net, three relevant situations emerge for market participants:

*Scenario 1: No externalities; market participants absorb all the costs of their security decisions.*

In this situation, the decision-making unit, be it an individual user or an organisation, assesses security risks, bears all the costs of protecting against threats (including those associated with these risks) and adopts adequate countermeasures. The private and societal costs and benefits of security decisions are aligned. There may still be significant damage caused by cyberattacks, but this damage is borne by the market player itself. This situation would be economically efficient, but due to the high degree of anonymity in the Internet, it is rare.

This does not mean these situations are non-existent. In principle, end users – be they large organisations or skilled home users – who take adequate security measures and successfully prevent their machines from being compromised generate no externalities for the rest of the market – some experts might argue that under certain conditions such as secure software development or secure coding practices, one can create positive externalities that are not taken into account and lead to an sub-optimal level of private investment (Kunzathur and Kozlowski, 2013).

Several interviewees in our field survey claimed that in recent years, they have not had any malware infections within their organisation's IT systems. We were not in a position to check the validity of these claims, but it is unreasonable to assume that there are cases where malware is fully fought off, or where the effects of malware infections are, by definition, limited to the owner of the infected system.

*Scenario 2: Externalities are created, but they are borne by agents who do not manage them.*

on others into account. But they can also result from a lack of skills with security risks, or financial constraints faced by an individual or organisation.

As long as somebody else in the market internalises these costs, and this agent is in a position to influence these costs – i.e. it can influence the trade-offs of the agents generating the externality – then the security burden by the whole value net may deviate less from a social optimum than without such internalisation. This scenario depicts a relatively rare case and numerous examples were found that confirm externalities not being internalised by other market players:

## 2. example

ISPs have started to manage the security problems generated by their customers – e.g. by quarantining the infected machines of end users. As they absorb some of the costs generated by the sub-optimally low level in security by their own customers, ISPs internalise these costs. Not doing so would lead to even higher costs being imposed on them, e.g. by experiencing blacklisting, rising customer support and abuse mitigation costs and possible reputation effects.

The key point here is that ISPs are internalising these costs, but that they are not in a position to influence the behaviour of the agents generating the externality – i.e., their own customers. For example, if they increasingly experience blacklisting because of spam from infected end-user machines using their network, one of the options they have is to block port 25. That would significantly reduce the degree of blacklisting and the costs associated with it. Of course, such a measure also has costs and implies a trade-off with other objectives, such as the kind of services the ISP can offer its customers. They may opt against blocking port 25 for a variety of reasons. That does not mean, however, that the externality is not a given, but that the ISP can actually influence its magnitude. This is different from, say, an insurance company who has to buy DDoS (mitigation) services from its customers in case of botnet attacks. That company cannot do anything about the attacks and thus the costs to defend itself against them is simply considered a cost of doing business.

ISPs do not only internalise a part – some experts would say a minor part – of the externalities caused by their customers. For example, while ISPs are

# *e of online financial services*

other instance of this type of externality was found in the case of financial services. The incentives of financial service providers are such that they compensate customers for the damage they suffer from fraud. In that sense, they internalise the consequences of sub-optimal investments by their customers, as well as the software vendors: if software is exploited to execute the attacks. Many financial service providers claim they compensate all malware-related losses. If that claim is true, then the security level achieved by the whole value net may not be from the optimum. The financial institutions bear the externalities, and also in a position to manage the risk through security measures based on online financial services.

However, there are three important considerations to take into account.

First, unclear what the reality is of customer compensation under the current liability regime. Some researchers suggest that many claims are not refused and that not all of the victim's damage is compensated, i.e. the direct loss (Schneier, 2005; Anderson, 2007).

There is debate within the industry to change the banking codes so as to assign more liability to the customer. New Zealand has already adopted revised code to this effect. That would change the incentives which might push the level and focus of security investments of the financial institutions away from the social optimum (Anderson, 2007).

Even if customer damage is compensated, one could argue that there are externalities in the sense that important social efficiencies could be realised if people had higher trust in these services and could adopt them more quickly. These benefits would outweigh the additional security standards that would be needed. While the magnitude of these externalities is unknown, the financial service providers are the ones best placed to gain most from maintaining high trust in the e-channel. In other words, this is a problem of incomplete information, rather than of aligned incentives.

**Figure 3: Externalities are borne fully by other market participants or by society at large.**

Individuals may not correctly assess the security risks given its



like in Category 2, no other agents in the information and location value net absorb the cost. Or, if they do, they are not in a position to influence these costs – i.e. influence the security trade-offs of the generating the externality. Hence, costs are generated for the whole and society at large. These are the costs of illegal activity or crimes committed with malware, the costs of restitution of crime victims, the cost of enforcement associated with these activities, and so forth.

Moreover, the externalities may take on the more indirect form of growth of e-commerce and other activities. Slower growth may entail a significant opportunity cost for society at large, if the delayed activities have contributed to economic efficiency gains and accelerated growth. A comprehensive assessment of these additional costs will demand a great deal of effort but will be necessary to determine the optimal level of effort to fight malware.

### *Costs of lax security by end users*

Two of the most poignant cases in this category are the externalities caused by the security practices of end users. Some of these externalities are caused by other market players, but many are borne by the sector as a whole and society at large. These externalities are typically explained by the lack of incentives for end users to secure their machines.

It would be more precise, however, to argue that the end users do not have any incentives to secure their machines. While malware writers purposefully choose to minimise their impact on the infected host and focus their attacks at other targets, there is also a plethora of malware that does in fact attack the infected host – most notably to scour any information that can be used for financial gain. In that sense, end users do have a strong incentive to secure their machines. Unsecured machines cannot differentiate between malware that does, or does not, affect the operation of the machine. If the machine is not sufficiently secured, then the user is more likely to assume that all forms of malware can be prevented. The fact that the damage is not perceived by the end user is an issue of incomplete information rather than a lack of incentives.

### *Deadweight and efficiency effects*

on externalities are borne by agents who can manage them (Category 1). These are usually *distributional* in nature. That is, there is a mere shifting of costs (and benefits) between the actors involved. In the case of ISPs, the shift is to ISPs most of the cost of secure online connections, but the ISPs are in a position to manage these costs via various actions.

In contrast, overall *efficiency* externalities materialise if the cost of attaining a given level of information security can be reduced for all the units in the sector. This differentiation is also important in the choice of alternative strategies for coping with problems of malware. Measures, such as a modification of liability rules, may predominantly shift the burden of combating malware from one set of actors to another. In such cases, it will be critical that the resulting attribution of costs and benefits is better aligned with the true cost structure of the value net. Only in such cases will efficiency be improved.

Due to the high degree of interrelatedness, nearly all the three malware categories of externalities discussed in the previous section are associated with both types of effects. In general terms, however, we would expect that Category 2 externalities have mainly *distributional* effects, while Category 3 will have *distributional*, as well as *efficiency* effects. From a policy perspective, the latter is obviously a more damaging form of market failure. In the case of Category 2, efficiency effects are not a given – i.e., we need not imply a suboptimal level of security for the value net as a whole. Banks, for example, internalise the security-related externalities imposed by end users and others. This does not need to have efficiency effects because the banks can mitigate the risks of end users and thus can offset the damage against the costs of mitigation. In fact, it may have a *positive* effect on efficiency, if the banks can manage the risks better than users themselves.

It is important to keep in mind that many malware-related externalities do not have their origin in illegal and criminal behaviour: illegitimate market players imposing costs on others. In that sense, the oft-cited analogy with environmental pollution does not hold. In the example of pollution, there is a market player that benefits from the production process that causes pollution. In that case, the guiding principle of standard economic theory is to internalise the costs of pollution so that the agent chooses the level of production to be more in line with the social optimum. In the case of malware, the agent who benefits from the malware is

and not by individual stakeholders. This is currently happening, for example, in the area of law enforcement, but it is not clear whether it is at an optimal level.

## Impacts on the costs of malware

Although the malware-related costs of security measures are considered very low, estimates provided by players range from 6–10% of the cost of ICT. No clear estimates of the effects of malware on operating costs were available, although we did find that most organisations did not see such effects. There was evidence throughout the empirical study of concerns that such effects are important, although no specific information as to their magnitude is available. The concern with this broader externality seems to motivate several players, especially in the financial sector sensitive to reputation issues, to increase investment in security and add a “safety margin” when deciding on levels of security.<sup>1</sup>

The information collected in this research project from actors across the value chain and communication value net allows the conclusion that the private and public costs of prevention are substantial. With few exceptions, many actors have had to increase their security-related costs as a response to the higher benefits of security associated with the increase of transactions conducted via the Internet and the increasing number of attacks.

However, each actor typically only acts based on the perceived costs. In literally all cases, there were important costs and benefits that were not at other stages of the value net and were hence outside the decision-making process. Our research showed that due to feedback effects inherent in the value net co-ordination, the magnitude of these externalities is probably higher than hitherto assumed. On the other hand many of these externalities are uncorrected leaving the system overall in a sub-optimal state.

In addition to the direct costs of fighting malware, ranging from the costs of hiring public-private organisations such as CERTs or CSIRTs, to the costs of public education campaigns and law enforcement, add to these costs. Finally, all actors pointed to the potentially high indirect costs of malware in the form of slower migration to efficiency-enhancing forms of transactions. Taken together, the direct and indirect costs of

ough the research in this report was not designed to develop specific recommendations, some general concluding remarks are nonetheless in order. With regard to the interrelationships within the information and communications-related activities, it seems that the incentives of many of the commercial stakeholders are reasonably aligned with minimizing the negative externalities on the sector as a whole.

Market incentives typically have the correct directionality. But in a variety of cases, they are too weak to prevent significant externalities. It is important, however, that all market players we studied experience at least some consequences of their security trade-offs on others. In other words, there is a feedback loop that brought some of the costs imposed on others back to the players that caused them.

We found many such feedback loops, which mitigate the externalities from less-than-optimal security decisions. All market players we studied experience such feedback, which potentially brings their security trade-offs closer in line with that of society in general. We also noted, however, that in many cases these feedback loops are too weak or too delayed to effectively change the security trade-offs that caused the externalities to emerge in the first place.

In terms of policy development, a key strategy would be to strengthen existing feedback loops and create new ones where possible. That would help public policy out of the realm of having to decide how secure is enough when it comes to defending against malware.

Given the complexity of the interrelationships, there are no panaceas that will address all the issues in one sweep. From our analysis, we believe that measures that increase the costs of malware perpetrators will, all other things being equal, help reduce the overall cost of security. But market participants may then be induced to reduce their investments in security, so the damages associated with security breaches may not decline.

Finally, measures that increase the level of security may increase security-related costs without actually lowering the damages related to security breaches. In a highly interrelated system, it is often difficult to predict the overall impact of a policy measure due to feedback and unintended effects. It is therefore necessary to search for measures that are

## Notes

For a literature review of the available estimates of the costs of malware and network security in general, see Bocar, J. M., M. J. G. Van Eeten and Chetopadhyay (Forthcoming). *Financial Aspects of Network Security: where and Spem*. ITU (International Telecommunication Union), [www.itu.int/ITU-D/cyber/](http://www.itu.int/ITU-D/cyber/)

For those readers interested in policy recommendations, note the recent study, Anderson, R., *et al.* (2008), 'Security Economics and the Internal Market', European Network and Information Security Agency, [www.enisa.europa.eu/docs/pdf/report\\_sec\\_econ\\_d\\_int\\_market\\_2008/131.pdf](http://www.enisa.europa.eu/docs/pdf/report_sec_econ_d_int_market_2008/131.pdf).



## Part III. Malware: What Can Be Done?

could agree that the damage caused by malware is significant and  
 to be reduced, even though its economic and social impacts may be  
 quantify. That said, Part III of this book focuses on the factors that  
 be considered in assessing what action to take, and by whom, against  
 . These include: the roles and responsibilities of the various market  
 and', and the incentives under which they operate (Chapter 7); the  
 already being undertaken by communities more specifically  
 in fighting malware (Chapter 8), and finally an assessment of what  
 could be taken to create a holistic and comprehensive approach to  
 (Chapter 9).





## 7. The Role of End Users, Business and Government

Malware affects individuals, business and government in different ways. These participants can play a role in preventing, detecting, and responding to malware with varying levels of competence, resources, roles and capabilities, as called for in the *OECD Guidelines for the Security of Information Systems and Networks: Towards a Culture of Security* (the "Security Guidelines"). Better understanding the roles and abilities of the various participants in relation to malware is critical to assessing how to enhance the fight against malware.

### Participants

Among the various participants, those concerned by malware are:

End users (home users, small and medium-sized enterprises (SMEs), public and private sector organisations) whose data and information systems are potential targets and which have different levels of competence to protect them;

Software vendors, which have a role in developing trustworthy, reliable, safe and secure software;

Anti-virus vendors, which have a role in providing security solutions to users (such as updating anti-virus software with the latest information on malware);

Internet Service Providers (ISPs), which have a role in managing the networks to which the aforementioned groups connect for access to the Internet;

Domain name registries and regulators, which determine if a domain is allowed to be registered and potentially have the power to

example, in detecting, responding to and recovering from security incidents and issuing security bulletins about the latest computer network threats or vulnerabilities associated with malware attacks, or in co-ordinating nationally and internationally the resolution of computer network attacks affecting its constituency or emanating from its constituency.

Law enforcement entities, which have a mandate to investigate and prosecute cybercrime

Government agencies, which have a role to manage risks to the security of government information systems and the critical information infrastructure

Governments and inter-governmental organisations, which have a role in developing national and international policies and legal instruments to enhance prevention, detection and response to malware proliferation and its related crimes

## Indisincentives – Highlights from Part II

For comprehension of how market players are, or are not, incentivised is important to understand how they are responding to malware and to assess how to enhance the fight against malware. Incentives are driven by the costs and benefits associated with the possible responses of a market player. In some cases, there may be strong incentives for a market player to develop policy and technical approaches to more effectively combating malware. In other cases, incentives may be less or even non-existent. Actors make their own trade-offs regarding the level of security measures they deem appropriate and rational, given their business model.

The limited information as to how individual actors actually make their information security decisions is available in the public domain, which makes it difficult to calibrate any form of public policy. Economic decisions regarding information security depend on the particular incentives faced by each market player (Eaton and Bauer, 2008)

### Box 7.1 Different types of incentives

Incentives are often classified as being either monetary (financial, *relative*) or non-monetary (non-financial, *moral*).

**Financial incentives** typically connect degrees of achievement of an objective with monetary payments. They include factors such as tying the salary of an executive to corporate performance, the ability to make a super-normal profit by buying a risky innovation, or the bottom line effects of potential damage to a reputation.

**Non-financial incentives** work through self-esteem (or guilt) and community (honour or condemnation). They encompass norms and values, typically with peers, and which result in a common understanding as to the right of action, or the set of possible actions that should be avoided in a situation.

These incentives are rooted in economic, legal, and other mechanisms, including the specific economic conditions of the market, the experience with other players, formal legal rules as well as informal ones. Ideally, the relevant incentives should assure that private costs and benefits of security decisions match the social costs and benefits. Any policy to combat malware, therefore, needs to take into account the incentive mechanisms and examine whether they could potentially be modified to produce more efficient outcomes at the societal level.

To illustrate, an online financial service provider might decide that it is most effective to compensate the damage of customers victimised by malware, rather than to introduce new security technology reducing this damage. Not only may these technologies be more costly than the actual damage, they could raise the barriers for customers adopting these technologies.

The incentives under which these service providers operate may be economically rational to keep the damage of malware at manageable levels rather than to push it back further.

At the societal level, the key policy question is whether the decisions of firms take into account the costs and benefits that result from their response to malware. There are instances where the incentives of actors do not reflect the costs their decisions impose on others – i.e. these costs are externalised.

## *affiliates related to malware*

Real-world markets rarely meet the preconditions that are assumed to according to standard economic theory. For example, decision makers do not have complete information, they operate under conditions of bounded rationality and behave opportunistically. For these reasons, real-world market decisions are often a process of “muddling through” second best solutions, especially in an environment of rapid technological change. Moreover, many malware-related externalities and costs have their source in the illegal or criminal behaviour of illegitimate players imposing costs on legitimate market participants.

Assessing the direct and indirect economic costs of malware and the corresponding countermeasures is an important issue. As the provision of security entails cost, tolerating a certain level of insecurity is economically rational. The resulting level of security is dependent on the costs and benefits of security. Relevant questions that need to be addressed include:

Are market players taking the full range of costs into account when making security decisions?

What costs are externalised to other market participants or society at large?

Findings regarding incentives and externalities for the different market participants confronted with malware reveal three situations: no externalities, externalities that are borne by agents that can manage them, externalities that are borne by agents who cannot manage them or by society at large (Uelen and Bauer, 2008). For a detailed discussion of these categories, see Part II of this report.

## *Incentive structures for market participants*

The research project presented in Part II of this report<sup>1</sup>, conducted to understand current incentive structures and possible externalities, shows that the overall response to malware emerges from the interaction of market participants and the degree of compatibility (or incompatibility) of their respective incentive structures.

It turns out that the incentives of many of the commercial stakeholders are

back to the agent that caused them – even if in some cases the force feedback loop has so far been too weak or too localised to bring them in line with the societal optimum.

For some participants, an important mechanism to achieve this state result is the interdependence between them. In other instances station effects that align incentives with the socially optimal choices. Networks may operate independently or jointly, as in the case of ISPs.

For instance, a user with insufficient malware protection may cause an externality whose cost is, in part, borne by the service provider, in part by ISPs, and in part by society at large (e.g. costs of law enforcement, reduced trust in e-commerce). An ISP may incur costs to enable its users to isolate single users that might spread malware due to insufficient protection of that user's machine. Part of this externality is thus internalised by the ISP because of the incentives of the provider to protect the integrity of its services and to avoid blacklisting and the negative effects this might have on its operating costs, its reputation and consequently its revenues and prospects.

## Externalities to society at large

Along other findings, the research in Part II also shows that whereas network external effects are internalised at the level of the whole information technology ecosystem, there are some effects that need to be considered as externalities to society at large.

For example, malware and its effects may tarnish the reputation of sectors that rely heavily on electronic transactions, such as banking or e-commerce. If electronic platforms are used less frequently than would otherwise be the case, then the forgone efficiency improvements can be considered an externality cost to society of malware. Moreover, malware may tarnish trust in the working and security of e-commerce overall. If this results in slower diffusion and growth, one could consider the foregone potential efficiency gains as a cost to society. Such potential losses could occur at the sector level but they could also manifest themselves as an overall economic growth rate. There is evidence throughout the literature of concern that such effects are important, although no specific information as to their magnitude is available.

unity problems and the related economic costs to society may have

may be the outcome of relentless attacks on the information and communication infrastructure by criminals, and

as an overall external threat level, they may be aggravated by discrepancies between private and social costs and benefits which are outcome of decentralised decision-making in a highly interrelated system

as in both the criminal world and within the information and communications system respond to the economic incentives they face. For that players assessed in the empirical study presented in Part II, a incentive structure exists which includes positive incentives as well incentives to take action against malware

## Note

The research in Part II of this report is based on in-depth interviews in five countries with representatives of market participants, including Internet Service Providers (ISPs), e-commerce companies with a focus on B2B financial services, software vendors, hardware vendors, registrars and users – complemented by interviews with regulators, CSIRTs, ANNs, security services providers and researchers

## Chapter 8. What Is Already Being Done?

er understanding of the nature, successes and limitations of ongoing efforts by communities more specifically involved in fighting malware is important to assessing how to enhance prevention of, and response to, malware.

### Key efforts

Substantial efforts by various participants have been made within OECD countries and APEC economies and at the international level to raise awareness, measure malware, develop or amend legal frameworks, enhance law enforcement, and improve response. For example:

- Many websites and resources exist to help end users and SMEs secure their information systems.

- Many entities track, measure and sometimes even publish data on their experience with malware and related threats.<sup>1</sup> Furthermore, *schematics*<sup>2</sup> exist to provide single, common identifiers to new virus threats and to the most prevalent virus threats in the wild to reduce public confusion during malware incidents.

Several informal networks have been created that are a key element of the response community's ability to respond to incidents resulting from malware. CERTACC has catalogued 38 national CSIRT teams, 19 of which are in OECD countries, and 16 of which are in APEC economies (CERT Coordination Center, 2006). In addition, they hold annual meetings for national CSIRT teams to gather and share information about numerous issues, including malware.

Numerous countries across the world have legal provisions against

online and 43 countries across the globe are now party to the Convention.

Law enforcement agencies and organisations across the world have made important efforts to find malicious actors and bring them to justice for the crimes they commit. The law enforcement community has created points of contact networks and other similar schemes to help cross-border co-operation in recognition that the majority of these crimes cross legal and jurisdictional boundaries. Law enforcement agencies and business typically use tools which implement the Whois protocol to query database servers operated by the domain name registrars and Regional Internet Registries for data on domain name owners, Internet Protocol address and Autonomous System Number allocations that can identify the asserted physical locations where unlawful activity is taking place, and the relevant service providers (ISPs), which, in turn, can provide information regarding their customers.

ISPs are operating in highly competitive markets and are taking positive steps in the fight against malware, such as quarantining infected machines.

Software vendors have increased efforts to improve the security of their software. The deployment of vulnerability patches has improved. Arguably more important, many software vendors put software development processes in place that are increasingly aware of and focusing on security issues.

Governments across OECD countries and APEC economies are taking policy, legislative and technical measures to address malware.<sup>1</sup> In particular, they are working, in co-operation with the private sector, to protect their government critical information infrastructure from electronic attack.

Academics have made significant efforts to address the issue of malware. Empirical and anecdotal evidence suggests a much greater awareness of the problem than only a few years ago. The nature of malicious and criminal activity, however, is such that these communities are always “growing up” with the malicious activities. This report has shown that eradicating all malware is neither feasible nor economically rational but is a burden for malicious actors to cross, although prosecution and



## structures and initiatives that address malware

The following section provides examples (rather than a comprehensive listing) of instruments, structures and initiatives, at the national and regional levels, whose purpose is to help address the issue of malware.

### Public awareness

Awareness is an important line of defense against malware and the resulting from its use. Both the public and private sectors, separately and in partnership, have taken initiatives to educate Internet users about malware.

#### Australia - E-Security National Agenda (ESNA)

The Australian Government established the ESNA in 2001 to create a secure and trusted electronic operating environment for both the public and private sectors. A review of the ESNA in 2006 found that the online environment is highly interconnected and that e-security threats to different parts of the Australian economy can no longer be addressed in isolation. In this context, the Australian Government announced AU\$573.6 million over years for new measures to strengthen the electronic operating environment for business, home users and government agencies.<sup>4</sup> In 2006, the Australian government is undertaking the following initiatives:

An annual National E-Security Awareness Week will be held in collaboration with industry and community organisations. The week encourages Australian home users and SMEs to undertake smart behaviour online. A pilot Awareness Week was held in October 2006.

The enhancement of the Government's e-security website [www.staymartonline.gov.au](http://www.staysmartonline.gov.au) is the key mechanism to disseminate simple e-security information and advice to home users and small businesses on how they can secure their computers and adopt smart online practices.

The development of an e-security education module for Australian schools to focus on raising e-security awareness of young Australians.

Australian Government has also developed a number of booklets to guide Australian consumers and small businesses to protect themselves e-security threats.<sup>5</sup>

#### *Netalert<sup>6</sup>*

Launched in August 2007 by the Australian government, Netalert is an Internet safety initiative that combines an Internet safety information campaign, a National Filter Scheme to provide free access to an Internet filter to help block unwanted content, and a website and hotline to provide advice about protecting children online, as well as access to the free and confidential information about how they work.

#### *Stay Smart Online website*

Stay Smart Online website provides simple step by step advice to consumers and small and medium sized-enterprises (SMEs) on how they can protect themselves online.

#### *Safer Internet Plus Programme<sup>7</sup>*

At the EU level, the Safer Internet plus programme promotes safer use of the Internet and new online technologies, particularly for children, as part of a concerted approach by the European Union.

#### *Get Safe Online<sup>8</sup>*

Get Safe Online (GSO) is the UK Government website that aims to raise awareness raising information about safe online practices for home and business Internet users. The website complements the ITIsafe website and promotes awareness raising activities with links to popular websites. The website provides information on e-mail, malware, phishing and cyberstalking. The website was initiated by a joint agreement between the UK Government and the private sector, namely sponsors from technology, retail and financial services.

Safe Online Week (SOW) was launched in October 2006 and includes various awareness raising activities. Activities of the Week include an Internet safety summit with an objective to initiate liaison between government, industry and the public sector with a focus on issues relating to cyber crime. A Memorandum of Understanding (MoU) was signed that

service is funded by the UK Government Home Office and was created by the Centre for the Protection of National Infrastructure (CPNI). This Government department provides electronic security for the UK Government. The aim of the ITsafe website is to advise on methods necessary to protect personal and business data. ITsafe is managed by a Government team on behalf of the CPNI by the Central for Information Assurance (CSIA).

### *United NetSafe<sup>9</sup>*

NetSafe is a partnership between The Internet Safety Group (ISG), an independent non-profit organisation responsible for cybersafety education in England, and the New Zealand Ministry of Education with financial and sponsorship from industry, police, banking and others. The aim of NetSafe is to provide children with information about sexual or similar instances of abuse online. The site also has information on malware, computer maintenance, peer 2 peer file sharing, IRC risks, hackers and other e-security information is provided.

NetSafe website covers topics including online safety for children, parents, online security for businesses, Internet fraud and law enforcement, online gambling, copyright, e-commerce and the law. NetSafe also has a cartoon website, Hector's World, designed to entertain and educate children about online safety.

### *Kingdom ITsafe<sup>10</sup>*

ITsafe initiative is a UK website that provides simple and easy to understand e-security alerts and threats to both home and small business users. Advice and information contained within the website is free and includes varying types of e-security threat alerts and warnings enabling a secure electronic environment for Internet users.

### *States Ongoing Online<sup>11</sup>*

GuardOnline.gov is a website maintained by the US Federal Trade Commission and partners such as the US Postal Inspection Service, the US Department of Homeland Security, the US Department of Commerce, and the Federal Election Commission to provide practical tips from the

## United States StaySafeOnline<sup>12</sup>

StaySafeOnline is a website provided for the public by the National Security Alliance, a US industry coalition supported by the US Dept of Homeland Security to provide cyber security awareness to the user, small businesses, higher education, and K-12 students. It is a free and non-technical cyber security and safety resource providing alerts, tips, and reports to the public so consumers, small businesses and educators have the knowhow to avoid cyber crime.

## United States – National Awareness Month

The United States Government in collaboration with industry holds an annual National Cyber Security Awareness Month (NCSAM). The month raises awareness about online security and how to adopt safe online practices. The activities and events held in the month focus on home Internet users, SMEs, government, education and the corporate sector.

## TeenAngels<sup>13</sup>

TeenAngels is a US based group of 13-18 year-old volunteers who have been specially trained by the local law enforcement, and many other leading experts in all aspects of online safety, privacy, and security including malware, phishing, and social media. After completion of the required training, the TeenAngels run programs in schools to spread the word about responsible and safe online use to other teens and younger children, parents, and teachers.

## Conventions

### Convention of the Council of Europe on Cybercrime

The Convention of the Council of Europe (CoE) on Cybercrime is the first and only legally binding multilateral treaty addressing the problems arising from the spread of criminal activity on line. Signed in Budapest, Hungary in 2001, the Convention entered into force on 1 July 2004. Recognising digitalisation, convergence and continuing globalisation of information networks, the Convention requires its signatories to establish laws to criminalise security breaches resulting from hacking, illegal data interception, and system interferences that compromise network integrity and availability.

ing international co-operation." To achieve these goals, the signatories to establish certain substantive offences in their laws which apply to cyber crime. Although malware is not *per se* mentioned in the Convention among the illegal activities that signatories must criminalise, it is mostly covered under closely related listed crimes including: illegal access to information systems, computer data, and computer-related fraud.<sup>11</sup>

The Convention encourages a more coherent approach in the fight against cyber attacks. It also includes provisions for a 24 hours per day, 7 days a week online crime-fighting network and facilitates public-private partnerships. The Convention also provides extradition and mutual legal assistance provisions between signatories where none exist.

To date, the Convention has been ratified by 23 countries and signed by 30 additional countries (Council of Europe, 2001). Some companies in the security sector have taken some initiatives to help ensure a larger impact of the Convention's principles.<sup>12</sup>

## Incident response

Many countries have a watch, warning and incident response function in the form of a CSIRTs or CERT. It is important to recognise that not all CSIRTs and CERTs are alike. Some are public entities residing in the government structure, some are publicly and privately funded entities with mandates and still others are associated with academic institutions.<sup>13</sup> It is widely accepted good practice that governments develop and fund a CSIRT or CERT with national responsibility.<sup>14</sup>

In some cases, entities within a country are required to report information security incidents to a central government authority competent to handle them. In some cases this entity is a CSIRT/CERT. For example, in Poland it is obligatory that significant violations of information security, and disturbances in public telecommunications be reported to the CSIRT of Poland, CERT-PI.<sup>15</sup> One example of a "significant violation" is considered activation of malware in telecommunication service provider's own systems.<sup>16</sup> In order to fulfil this regulation for external reporting, the telecommunications service provider must have internal processes for detection and reporting of as well as recovery from information security incidents and threats. This model has been successful in Poland because the government has proven to the

the United States, all civilian government agencies are required to report information security incidents to US-CERT.<sup>19</sup> In both Finland and the United States a standard incident report form is provided.

## *Regional Initiatives*

### *First Incident Response Security Teams (FIRST)*

FIRST brings together a variety of computer security incident response teams (CSIRTs) from government, commercial, and educational institutions in 37 countries. FIRST aims to foster co-operation and co-ordination in incident prevention, to stimulate rapid reaction to incidents, to promote information sharing among members and the community at large. Membership in FIRST enables incident response teams to reach out to experts in other countries that can help them to more effectively respond to security incidents.

### *Asia Pacific CERT (APCERT)<sup>20</sup>*

APCERT is a contact network of computer security experts in the Asia-Pacific region established to improve the region's awareness and response in relation to computer security incidents. APCERT works to foster co-operation on information security, facilitate information sharing and technology exchange and promote collaborative research on subjects of interest to its members. APCERT also works co-operatively to address legal issues related to information security and emergency response across boundaries.

### *Caribbean Telecommunication Union*

The Caribbean Telecommunications Union (CTU) has been involved in the development of an Internet Governance Framework for the Caribbean on behalf of the Caribbean Community (CARICOM). The CTU has held significant Internet Governance forums at which delegates raised the issue of establishing a Caribbean Computer Emergency Resource Team for timely detection of security incidents in regional computer systems, their proper handling and post-detection activities. There is now a strong body of ICT practitioners who have expressed the need for a CERT established for the Caribbean. In response, the CTU will be engaging

### *European Government CERT Group (EGC)*

EGC<sup>22</sup> group is an informal group of governmental CSIRTs that is encouraging effective co-operation on incident response matters between its members, building upon the similarity in constituencies and problem sets of governmental CSIRTs in Europe. To achieve this goal, the EGC aims to jointly develop measures to deal with large-scale or regional security incidents, facilitate information sharing and technology relating to IT security incidents and malicious code threats and activities, share knowledge and expertise, identify areas of future research and development on subjects of mutual interest, and encourage formation of government CSIRTs in European countries.

### *Coordination Council CERT (GCC CERT)*

GCC CERT aims to supervise the establishment of national response centres in Saudi Arabia, the United Arab Emirates, Qatar, Bahrain, Kuwait and Oman.

### *Task Force CSIRT (TF CSIRT)*<sup>23</sup>

The activities of TF CSIRT are focused on Europe and neighbouring regions, in compliance with the Terms of Reference approved by the ECA Technical Committee on 15 September 2004. TF CSIRT provides a forum for the European CSIRTs to communicate, exchange experiences and knowledge, establish pilot services, and assist the establishment of new CSIRTs. Other goals of the TF CSIRT include:

- To promote common standards and procedures for responding to security incidents;

- To assist the establishment of new CSIRTs and the training of CSIRTs staff;

### *Conclusion*

#### *Legal structures*

Under EU legislation the provisions detailed on the next page may be implemented by administrative bodies and/or criminal law authorities. Where

together the technical and investigative skills of different agencies. Information protocols are needed to cover such areas as exchange of information and intelligence, contact details, assistance, and transfer of

the United States, both the Federal Bureau of Investigation and the Secret Service have authority to investigate malware crimes in light of the Computer Fraud and Abuse Act (Title 18, United States Code, Section 1030). Violations of the Computer Fraud and Abuse Act are prosecuted in US federal courts by the US Department of Justice, through its Attorney General's Offices and the Criminal Division's Computer Crime and Intellectual Property Section. The US Department of Justice also prosecutes malware-related crimes such as criminal violations of the CAN-SPAM Act (Title 18, United States Code, Section 1037), access device fraud (Title 18, United States Code, Section 1029) and Aggravated Identity Theft (Title 18, United States Code, Section 1028A).

### Informal mechanisms

Various international forums focusing on security, privacy or consumer protection issues, devote substantive efforts to tackle the multifaceted nature of malware crime.

### Contact Network of Spam Authorities (CNSA)<sup>24</sup>

At the initiative of the European Commission, an informal group was created in 2003 consisting of National Authorities involved with the enforcement of Directive 2002/13 of the Privacy and Electronic Communication Directive (PECD) called the Contact Network of Spam Authorities (CNSA). In the CNSA, information on current practices to fight spam is exchanged between National Authorities, including best practices for receiving and responding to Complaint information and Intelligence and investigating and prosecuting spam. The CNSA has set up a co-operation procedure that facilitates the transmission of complaint information or other relevant information between national authorities. The CNSA has drawn up a co-operation procedure to facilitate cross-border handling of spam complaints, working on the issue of spyware and malware.



includes almost 50 countries, was created among the G8 countries to address the unique challenges that high-tech crime investigations pose for law enforcement. The 24/7 Network is designed to supplement (but not replace) traditional mutual legal assistance frameworks by providing a forum to facilitate the preservation of electronic evidence. The 24/7 Network has been instrumental in preserving evidence in hacking, fraud, and other cybercrime investigations and for providing training on topics such as

Interpol<sup>22</sup> is an international police organisation with a mission to prevent and combat international crime. Interpol has decentralised its crime expert teams around the world through the establishment of Working Parties on Information Technology Crime for Europe, America, Asia, South Pacific, and Africa.<sup>23</sup> Interpol's European Working Party on Information Technology Crime (EWPTIC) has for example compiled a best practice guide for experienced investigators from member agencies.<sup>24</sup> It has also set up a rapid information exchange under an international 24-hour response scheme, listing responsible officers within more than 160 countries. This scheme was notably endorsed by the 2008 24/7 HTCN.

### London Action Plan (LAP)<sup>25</sup>

The purpose of the London Action Plan is to promote international spam-related co-operation and address spam-related problems, such as fraud and deception, phishing, and dissemination of viruses. The LAP involves participation from governmental, public agencies, and the private sector from over 27 countries.

### International Consumer Protection Enforcement Network (ICPEN)

The International Consumer Protection and Enforcement Network (ICPEN) is a network of governmental organisations involved in the enforcement of fair trade practice laws and other consumer protection laws. ICPEN was founded in 1992 by 20 countries and in co-operation with the OECD and the EU; the network now has 29 participant countries. A

ers face in conducting cross-border transactions for goods and services. ICPEN co-operation does not include the regulation of financial and product safety and it does not provide a platform for the pursuit of specific redress for individual consumers.

ICPEN has established several working groups including: The Missing Brand Working Group, Best Practices Working Group, and the Anti-Phishing Working Group that covers some of the issues associated with e-commerce. In addition, their Internet Sweep initiative seeks to find and remove fraudulent and deceptive Internet sites.

## Malware

Malware is rarely mentioned as such in legislation, malicious software that use malware are often covered by numerous existing areas of law including criminal law, consumer protection law, data protection law, communication law, and anti-spam law. A survey by the OECD Task Force on Spam at the end of 2004 indicated that most OECD countries have, in the last few years, set up a legislative framework in order to fight spam and that laws apply to malware in some cases.

In the European Union, under the e-Privacy Directive and the General Data Protection Directive, national authorities have the power to act against illegal practices:

Sending unsolicited communications (spam).<sup>32</sup>

Unlawful access to terminal equipment, either to store information – such as adware and spyware programs – or to access information stored on that equipment.<sup>33</sup>

Infecting terminal equipment by inserting malware such as worms and viruses and turning PCs into botnets or using for other purposes.<sup>34</sup>

Misleading users into giving away sensitive information such as passwords and credit card details by so-called phishing messages.<sup>35</sup>

Some of these practices also fall under criminal law, including the 2003 Framework Decision on attacks against information systems.<sup>36</sup>

According to the latter, Member States have to provide for a maximum penalty of at least three years imprisonment, or five years

prohibit the preventing or hindering access to a programme or data held on a computer, or impairing the operation of any programme or data held on a computer. The law also increased the maximum penalty for such cybercrimes from five to ten years and refined the definition of computer abuse to cover denial of service attacks.

Germany's August 2007 anti-hacking law, making hacking<sup>37</sup>, denial-of-service, and computer sabotage attacks on individuals<sup>38</sup> illegal. The provisions extend criminal liability to the intentional "preparation of criminal offences" by producing, distributing, procuring etc. of devices or data designed for such purposes. Offenders could face sentences of up to ten years in prison for major offenses.

The United States Congress is considering legislation that would create a law that would establish that the use of spyware to collect personal information or to commit a federal criminal offense is a federal crime. If passed by and signed into law, it would authorize the appropriation of USD 40 million for the prosecution of violations of the new law from 2008 to 2011.<sup>39</sup> In addition, the US Federal Trade Commission (FTC) has actively pursued spyware companies using its authority under Section 5 of the FTC Act. The FTC has brought 11 law enforcement actions during the past two years against spyware distributors. These actions have reaffirmed three key principles. First, a consumer's computer belongs to him or her, not the software distributor. Second, buried disclosures about software and its effects are not adequate, just as they have never been adequate in traditional areas of commerce. And third, if a distributor puts an unwanted program on a consumer's computer, he or she must be able to uninstall or disable it.

## private structures

### ic initiatives

#### the Internet Security Initiative<sup>40</sup>

Australian Internet security initiative, administered by the Australian Communications Media Authority, provides information free of

initial trial of the Australian Internet Security Initiative commenced in November 2005, with participation of six Internet service providers. The trial highlighted that the vast majority of customers are unaware if computers are infected by malware and are grateful for the advice in making their computer secure. Since the trial commenced the *Industry Spam Code of Practice / a Code for Internet and Email Providers* has come into effect (16 July 2006). The code implements the Australian internet security initiative, as it contains provisions that enable ISPs to disconnect a customer's computer if the problem is not resolved by the customer.

## States

One example of public-private-partnership in the US is in critical infrastructure protection, under the National Infrastructure Protection Plan managed by the US Department of Homeland Security. The work under the NIPP includes a government entity ("Government Coordinating Council", GCC) made up of government agencies and industry ("Sector Coordinating Council", SCC) in each of the determined infrastructure sectors, including the Information Technology and Communications sectors. The NIPP is a framework for assessing and managing the risk to each of the sectors, including threat, vulnerabilities, consequences.<sup>40</sup>

Another example of public-private domestic co-operation is the US I-GARD programme to improve and extend information sharing between private industry and the government, including law enforcement, in relation to critical national infrastructure.

Finally, the US National Cyber-Forensics and Training Alliance, is a partnership between law enforcement, academia, and industry that focuses on cybercrime issues. The Alliance facilitates advanced research, promotes security awareness to reduce cyber-vulnerability, and provides forensic and predictive analysis and lab simulations.<sup>41</sup>

## International initiatives

## Anti-Phishing Working Group

Anti-Phishing Working Group (APWG)<sup>43</sup> is a volunteer-run team of industry and law enforcement focused on eliminating the harm phishing, pharming<sup>44</sup> and e-mail spoofing of all types. The has over 2,600 members including 1,600 companies and agencies as well as national and provincial law enforcement. It provides a forum to discuss phishing issues, define the scope of the phishing problem in terms of impact, and share information and best practices for eliminating the problem.<sup>45</sup> The APWG website provides a public resource for reporting phishing attacks. When phishing is reported, the APWG analyses the information provided and adds it to its online phishing archives. The APWG works to share information about phishing attacks with law enforcement when appropriate. In addition to phishing, the APWG tracks spyware-based Trojans, keyloggers and other malware.

## Messaging Anti-Abuse Working Group<sup>46</sup>

Messaging Anti-Abuse Working Group is a global organisation focused on preserving electronic messaging from online exploits and abuse. The goal of enhancing user trust and confidence, while ensuring the availability of legitimate messages. With a broad base of Internet Service Providers (ISPs) and network operators representing over 600 million users, key technology providers and vendors, MAAWG works to reduce messaging abuse by focusing on technology, industry collaboration and public policy initiatives.

## Interpol's Botnet Task Force

Through its international Botnet Task Force, first held in 2004, Interpol provides training to law enforcement officials from around the world who have been confronted with the task of investigating Botnet attacks. (Charney, S., 2005)

## PhishTank

PhishTank is a free community site where anyone can submit, verify, and share phishing data. PhishTank is an information clearinghouse, that provides accurate, actionable information to anyone trying to identify

## Spyware Coalition (ASC)

ASC is a group composed of anti-spyware software companies, ISPs, and consumer groups which focuses on the development of legal definitions in relation to spyware. On 25 January 2007, ASC released working documents on best practices<sup>43</sup> aimed to detail the process by which anti-spyware companies identify software applications as spyware and potentially unwanted technologies.

## Public sector partnerships

A good example of private sector partnerships in the United States is the creation and continued development of the Information Technology Don Sharing and Analysis Center (IT-ISAC). The IT-ISAC is a community of security specialists from companies across the Information Technology industry dedicated to protecting the information technology infrastructure that propels today's global economy by sharing threats and vulnerabilities to the infrastructure, and sharing best practices on how to quickly and properly address them.<sup>44</sup>

## Standards and guidelines

### *Institute of Electrical and Electronics Engineers (IEEE)*

IEEE is a non-profit organisation for the advancement of technology. Through its global membership, the IEEE is a leading authority on technology ranging from aerospace systems, computers and communications to biomedical engineering, electric power and consumer electronics among others. Members rely on the IEEE as a source of technical and professional information, resources and services. The IEEE is a leading developer of standards for telecommunications and information technology.<sup>45</sup>

### *International Standards Organisation (ISO)*

International Organization for Standardization (ISO) is a worldwide organisation of one national standards bodies from more than 145 countries. It is a non-governmental organisation established in 1947 and based in

activity. ISO's work results in international agreements which are called International Standards and other types of ISO documents.

Relevant ISO/IEC standards include the following:

ISO/IEC 17799:2005 Information technology – Security techniques  
– Code of practice for information security management

ISO/IEC 19770-1 Software Asset Management: Are You Ready?

In June 2007, the ISO and IEC joint technical committee (JTC) 1 subcommittee (SC) 27 proposed a new work item on "Guidelines for security (27032)".<sup>45</sup> This standard would provide comprehensive views on cybersecurity<sup>46</sup> to both service providers and users (consumers and end users) and, in particular, address behavioural, national and procedural issues. More specifically, it would offer 'best practice' guidance in achieving and maintaining security in the cyber context for audiences in a number of areas, and address the need for a high level of co-operation, information-sharing and joint action in tackling the technical issues involved in cybersecurity. This needs to be achieved both between individuals and organisations at a national level and internationally.

### *National Institute of Standards and Technology*

Founded in 1901, NIST is a non-regulatory federal agency within the Department of Commerce. NIST's mission is to promote US innovation and industrial competitiveness by advancing measurement science, standards, and technology in ways that enhance economic security and quality of life. In November 2005, NIST published the *Guide to Incident Prevention and Handling* as NIST Special Publication 800-183.<sup>47</sup>

### *World Wide Web Consortium*

World Wide Web Consortium (W3C)<sup>48</sup> is an international community where member organisations, a full-time staff, and the public get together to develop web standards. W3C's mission is "To lead the World Wide Web to its full potential by developing protocols and guidelines that ensure long-term growth for the Web."

## cal solutions and resources

### domestic initiatives

#### Cyber Clean Center (CCC)

006, the Japanese government began a project to reduce the number infected computers in Japan with the objective of preventing spam e-mail and cyber attacks in Japan. To accomplish this, Japan has created a bot removal tool known as "CCC cleaner" which can be downloaded free of charge from <http://www.ccc.go.jp>.

Initial results from the project include 31 000 trapped bot programmes (unique) and 1 300 bot programmes reflected in the removal tool. To date, a total of 57 000 users in Japan have downloaded the removal tool. Future steps for enhancing the project could include changing the composition of infected hosts and broadening the reach of ISPs.

#### Automated Security Update Programme (ASUP)

to reduce the damage from vulnerabilities in Microsoft Windows, the Internet Security Center (KoCERT/CC) and Microsoft Korea have agreed to develop and deploy the Automated Security Update Programme (ASUP) to home and SME users. The programme seeks to make non-connected information systems install Windows security updates without user intervention once they have installed ASUP. When visiting major Korean websites, such as portals, online game sites, a window appears on the screen to confirm the installation of the ASUP. While offering the same functionality as Windows automatic updates, ASUP allows users to just click once to approve ASUP installation, without having to modify the configuration of Windows updates.<sup>20</sup> Microsoft Korea has distributed the programme in accordance with its headquarters centralised patch policy, balancing user convenience against its philosophy on security.

#### to System

the sinkhole system works to prevent bots from connecting to botnet command and control (C&C) servers by subverting the IP address of the



As shown in Figure 8.1, after the adoption of this sinkhole system in the botnet infection rate of Korea has reportedly dropped to almost zero at the end of 2005, compared with that of January or February

Figure 8.1 Botnet infection rate of Korea (2005-2006)



order

an additional countermeasure used by KrcERT/OC is the operation of MC Finder which locates malware on compromised PCs. MC Finder identifies an average of 500 exploited websites every month in Korea. KrcERT/OC is sharing the malware patterns with Google and Korean major portal companies.

Very effective technical solutions and resources have been developed against threats relating directly or indirectly to malware. Some examples of solutions and resources include the following.

#### *Domain Name System Security (DNSSEC)*

DNSSEC provides cryptographic security to the Domain Name System to

signatures to authenticate DNS information. Many countries are to deploy DNSSEC at the ccTLD. For example, Sweden, Bulgaria, and Rio de Janeiro have moved their country code TLDs to DNSSEC. However, it is important to have government, business, banking, and registry information to successfully implement DNSSEC. There are currently experimental tests of secure DNS zones. It is recognized that DNSSEC will not eliminate all misuse of the DNS. Some consider that it will reveal private information from DNS databases and therefore pose legal challenges for deployment in some countries.

### *Domain-level authentication*

Domain-level authentication is a means to enable a receiving mail server to verify that an e-mail message actually came from the sender's purported domain. In other words, if a message claimed to be from `abc@fic.gov`, the domain authentication proposals would authenticate that the message came from the domain "fic.gov", but would not authenticate that the message came from the particular e-mail address "abc" at this domain. Instead, if a phisher sent e-mail claiming to be from `citibank.com`, the message would be filtered by ISPs because the message would not have come from a designated Citibank mail server. Consequently, ISPs and other providers of receiving mail servers could choose to reject unauthenticated e-mail and subject such messages to more rigorous filtering.

### *Filtering*<sup>53</sup>

Filtering is the most common technical anti-spam technology. The main advantages of filters are the ease of implementation and the flexibility that users have in deciding which messages should be treated as spam. Heuristic filters that users specify criteria, such as keywords or a sender's address, prompt the filter to block certain messages from reaching the user's inbox. Spammers who deliberately misspell words or spell them in a different language easily outsmart the keyword approach. More recent filters learn based on experience. They create statistics about each user's legitimate e-mails in a recognition table for future reference to distinguish between legitimate and illegitimate mails. The filter then lets through only messages that are like the user's previous legitimate mail.

### *Common Vulnerability Exposure (CVE)<sup>24</sup>*

CVE is a dictionary of standardised names for vulnerabilities and other information security exposures freely available to the public. The goal of CVE is to standardise the names for all publicly known vulnerabilities and exposures. CVE is a community-wide effort sponsored by the US government.

### *Common Malware Enumeration (CME)<sup>25</sup>*

CME provides single, common identifiers to malware threats in the wild to reduce public confusion during malware incidents. CME is not an attempt to replace the vendor names currently used for viruses and other forms of malware, but instead aims to facilitate the adoption of a shared, neutral naming capability for malware.

### *Internet Engineering Task Force (IETF)*

Internet Engineering Task Force (IETF) is a large open international community of network designers, operators, vendors, and researchers concerned with the evolution of the Internet architecture and the smooth operation of the Internet. The actual technical work of the IETF is done in working groups, which are organised by topic into several areas (e.g. transport, security, etc.). Much of the work is handled via mailing lists. The IETF holds meetings three times per year.

### *World Wide Web Consortium*

World Wide Web Consortium (W3C)<sup>26</sup> is an international community where Member organisations, a full-time staff, and the public gather to develop web standards. W3C's mission is "To lead the World Wide Web to its full potential by developing protocols and guidelines that ensure long-term growth for the Web."

## Notes

### 1. Annex A: Background Data on Malware

One example of such a scheme is the Common Malware Enumeration (CME), the last ratification of which was published on January 19, 2007 at <http://www.mitre.org/data/notes.html> – it is difficult to know whether a delay in assigning CME references is a result of political problems with the project, a lack of co-operation from vendors, or attacks becoming more targeted and therefore falling outside the original scope of malware (i.e. CME addresses). Some experts consider that tracking malware accurately across the industry is as large a problem as it was several years ago or even greater today due to the significant increases in the number of in-the-wild samples. Therefore, the problem of common threat identifiers is an issue that could well need to be addressed actually.

### 2. "Instruments, Structures and Initiatives that Address Malware" (10)

The revised ISNA can be found at [www.dhs.gov/and/\\_documents/pdf\\_files/001171201/ISNA\\_Public\\_Policy\\_Summary.pdf](http://www.dhs.gov/and/_documents/pdf_files/001171201/ISNA_Public_Policy_Summary.pdf)

Information available at [www.dhs.gov/and/communications\\_and\\_technology/publications\\_and\\_research](http://www.dhs.gov/and/communications_and_technology/publications_and_research)

Information available at [www.eurocert.gov.eu](http://www.eurocert.gov.eu)

Information available at [www.eurocert.gov.eu/and/communications\\_and\\_technology/publications\\_and\\_research](http://www.eurocert.gov.eu/and/communications_and_technology/publications_and_research)

Information available at [www.gettagonline.org/](http://www.gettagonline.org/)

1. Safe at [www.setsafe.org](http://www.setsafe.org) is an initiative of the Internet Safety Group (ISG)

Information available at [www.euromagch.org/index.html](http://www.euromagch.org/index.html)

Council of Europe (2001), Articles 2, 3, 8

2006, Microsoft offered a substantial contribution to the Council of Europe to finance the Convention's implementation programme.

the European Network and Information Security Agency (ENISA) provides a comprehensive directory of CSIRTs/CERTs in Europe at [en.europa.europa.eu/cert\\_en/certorphanes\\_en/certorphanes.htm](http://en.europa.europa.eu/cert_en/certorphanes_en/certorphanes.htm)

2006, CERT/CC began hosting an annual meeting of CSIRTs with national responsibility, see [www.cert.org/cert/international/conference2007.html](http://www.cert.org/cert/international/conference2007.html) They also keep a list of CSIRTs with national responsibility at [www.cert.org/cert/international/rosters.html](http://www.cert.org/cert/international/rosters.html)

Irish Communications and Regulatory Authority (FICORA) 9-B/2004-7, available online at [www.ficora.ie/Attachments/mis/england/1156489168188/Files/CurrentFile/FI0RA09B2004M.pdf](http://www.ficora.ie/Attachments/mis/england/1156489168188/Files/CurrentFile/FI0RA09B2004M.pdf)

Federal Information Security and Management Act (FISMA), see [pearline.com/usaarc/cu/Exports/04118/Requirements.pdf](http://pearline.com/usaarc/cu/Exports/04118/Requirements.pdf) available online at [www.frist.org](http://www.frist.org)

ECERT website [www.ecert.org/about/structure/members.html](http://www.ecert.org/about/structure/members.html)

EC members include: Poland – CERT-PL, France – CERTA, Germany – CERT-Bund, Hungary – CERT-Hu, Netherlands – GOVCERT NL, Norway – NorCERT, Sweden – SITIC, Switzerland – SWITCH-CERT, United Kingdom – UNIRAS/NISCC

Information available at [www.enisa.europa.eu/about/enisatf-csirt/](http://www.enisa.europa.eu/about/enisatf-csirt/)

Information available at [http://datapop.mafhasec.org/?page\\_id=11](http://datapop.mafhasec.org/?page_id=11)

Interpol includes 186 member countries, see [interpol.int/public/asp/poldefault.asp](http://interpol.int/public/asp/poldefault.asp)

Information available at [www.interpol.int/Public/TechnologyCrime/WorkingPartners/Default.asp](http://www.interpol.int/Public/TechnologyCrime/WorkingPartners/Default.asp)

the Information Technology Crime Investigation Manual. This manual is publicly available via Interpol's restricted website.

Information available at [www.londonactionplan.com](http://www.londonactionplan.com)



formation available at <http://www.nist.gov/publications/nistpubs/800-75P800-83.pdf>

formation available at [www.wdc.org](http://www.wdc.org)

During the installation of Windows XP, users are asked to specify the timing of Windows Updates (Use Automatic Windows Updates or Notify later). To protect users who inadvertently choose the "notify later" option, CERTACC developed the AUSP programme with Microsoft Korea. Just before installing the ActiveX control, users get protection from system vulnerabilities.

© OECD (2006).

formation available at <http://www.wdc.org>

formation available at <http://www.wdc.org>

formation available at [www.wdc.org](http://www.wdc.org)





## Chapter 9. Possible Next Steps

This book has only begun to lay the foundation for understanding the malware phenomenon and how it is evolving. Further work in many areas still should be done to reach a better understanding. Fighting malware is complex and would benefit from more comprehensive measurement, coordination and policy solutions. While many ongoing initiatives<sup>1</sup> are providing important resources to combating malware, there remains a great need for areas for improvement.

### Partnership against malware

The need for a consistent approach to a global problem is not new, but malware presents particular complexities due to the wide variety of actors and the possibility for combating malware. The communities involved in combating malware, whether governments, businesses, users, or the technical community, need to improve their understanding of the challenges each of them faces and co-operate – within their communities and across communities – to address the problem. Furthermore, their co-operation must be at the global level. It is not enough for one country or one community to merely self-organise if others do not do so as well.

In light of the need for a holistic and comprehensive approach to malware, a common point of departure from which to build co-operation and coordinate action could be to launch at the international level a global “Anti-Malware Partnership” involving government, the private sector, the technical community, and civil society. Such collaboration across the communities involved with fighting malware could benefit from the experience gained from developing the OECD’s Anti-Spam Toolkit.

Recent international public and private organisations including the World Bank and APEC could partner and lead the work in their area of

## Improvement and further exploration

Specifically, the “Anti-Malware Partnership” could examine the following elements:

### Prevention strategies

Each element could examine all or part of the following:

Reduction of software vulnerabilities (e.g. secure software development could be encouraged; governments could maximise their influence as buyers of software by requiring more secure software products as part of their procurement process).

Vulnerabilities can be discovered by researchers either in the private or academia or by malicious actors with a motive for profit, or to launch a targeted attack for espionage or other purposes. Most vendors<sup>2</sup> use the use of ‘responsible vulnerability disclosure’ practices in which they inform the vendor about newly discovered software vulnerabilities and delay public disclosure to an agreed time to allow the vendor to develop an appropriate software fix (patch).

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Responsible behaviour by researchers could be promoted, for example by encouraging the affected company first rather than going public before a solution is available.

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Building security into the process for developing software would be a more effective and comprehensive long-term solution. Software should be developed correctly the first time to minimise the occurrence of defects. The time frame between the discovery of a vulnerability and time of its exploitation is shrinking.

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Efforts could be made to develop software that restricts components, layered protection and separation of privileges. The use of security evaluation methodologies for software products could also be promoted, appropriate.

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*... could encourage the building of security in the development and use of software. They could also take advantage of their procurement of software to foster the development of more secure software products.*

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Awareness raising and education (e.g. further efforts should be made to improve online users awareness of the risks related to malware, and of the measures they should take to enhance the security of their information systems).

Many websites and resources exist to help end users and SMEs secure information systems but few of those programmes specifically address the problems of malware.<sup>2</sup> Also, the number of resources can be daunting to users as information and guidance can vary from entity to entity. Furthermore, some advice is inconsistent and may be inadequate in view of the rapidly changing nature of the threat. For example, advice stating that the only necessary countermeasure is keeping one's anti-virus up to date is inadequate.

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*... efforts could continue to strive to provide information in plain language so it can be understood by all participants, particularly those who have no technical knowledge or understanding. Given the continuously changing nature of malware, any awareness activities would need to be updated or revised so that they remain effective. This would help to raise users and SMEs' defence behaviour and practices with a view to their ability to protect themselves from malware.*

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The possibility to include security and abuse management in registrar accreditation procedures and contracts.

Standards and guidelines (e.g. update of security manuals such as the IETF Security Handbook should be encouraged to include new challenges such as those presented by malware).

Standards, guidelines and good practice are important tools for the community. Those that are specific to malware or targeted at entities with responsibility to fight malware are particularly important. There is no comprehensive solution to the problem. For example, the Engineering Task Force's Security Handbooks which provide advice for ISPs and users could be revised and updated to account for the

Research & Development (e.g. malware detection and analysis, security usability – how people interact with machines, software and online resources).

If this report does not attempt to examine the activities of the community, it is important to recognise their importance in fighting malware. Both government and the private sector have a role in and conducting research and development (R&D) on a range of information technology topics, including security risks.

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*and private sector R&D programmes focused on the security of information systems and networks could also consider malware*

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### *Measuring the malware problem*

Government could examine and foster efforts to more accurately and consistently measure the existence and impacts of malware.

Many entities track, measure and sometimes even publish data on their experience with malware and related threats.<sup>4</sup> However, vendors, CSIRTs, law enforcement and the business community all have different data and ways of measuring the malware problem and its associated trends. Moreover, there are many types of malware and little consistency of conventions in the technical community for identical types of malware. While existing data is helpful in understanding parts of the malware problem, it is not easily comparable in real and absolute terms.

Efforts should be made to more accurately and consistently catalogue, track, measure and measure the existence of, affects from and impact of malware.

### *Domain name policies and practices*

Domain name data is an important resource for attributing incidents of malware, therefore it should remain accurate and accessible to law enforcement.<sup>5</sup> However, malicious actors often abuse domain name registration policies, such as ICANN's "add-grace period" or the minimal information requirements set out by some domain name registrars (DNRs), to avoid identification by authorities.

There are numerous DNRs that all have different policies and practices for addressing malicious online activity. For example, there are 250 country top Level Domains (ccTLD) in the world that set their own policies, which are not necessarily harmonised or co-ordinated. These different policies and practices may result in a different outcome each time a DNR is asked to take action against malware.

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*It should be encouraged to develop common codes of practice at the national and global levels in co-operation with other stakeholders.*

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As is the case with DNRs, there are thousands of ISPs that all have different policies and practices for addressing malicious online activity. ISPs are perhaps the best placed actors in the chain to help stop some types of cyber attacks, such as DDoS and botnets sending spam.

As many ISPs are working to improve security policies, some tend to experience a higher than average amount of malicious activity. These different policies and practices may result in a different outcome each time an ISP is asked to take action against malware, which impairs the ability to fight malware in an effective and consistent manner.

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*It should be encouraged to develop common codes of practice at the national and global levels in co-operation with other stakeholders.*

---

### *Recommendation for improved response*

The element could examine the following:

Co-operation among CSIRTs (computer security incident response teams) (e.g. CSIRTs with national responsibility could share points of contact and work collectively to improve information sharing)

Codes of practice (e.g. a common code of practice for ISPs could be developed at the national and global levels in co-operation with governments; likewise, a common code of practice for DNRs (domain name registrars) could be developed at the national and global levels in co-operation with ICANN, the Internet community as well as others, as necessary).

with national responsibility could be encouraged to improve cross-information sharing mechanisms for effective protection, detection and against malware

onal contacts within informal trust networks enable the security community to, for example, get an ISP to quickly act on a case of There is not one informal network, but rather several, which may be being. An ISP may approach a contact at a national CSIRT in another in order to get in touch with the relevant representative at an ISP in entry. These contacts are reciprocal. They are also contacted about s their own network and are expected to act on that information. play a critical role as the first line of defence against attacks using. Possibly one important role of a national CSIRT would be to also ional Point of Contact (POC) for handling IT incidents affecting the sent and to receive requests for mutual assistance across 008

establish CSIRTs around the world could continue, especially where s exist at the government or national levels, and consideration could o designating them as the Point of Contact for national co-ordination national co-operation against malware

## and legal frameworks

### and regulators

national harmonisation/interoperation of cybercrime laws is 1. Widespread adoption of the Council of Europe's Convention on ne may be effective in this respect. While 25 out of 30 OECD countries have signed the Convention, only 9 of these 25 have ratified it. Furthermore, out of 21 APEC economies only 3, which Members of the OECD, have signed the Convention and of those 3 has ratified the Convention. The Convention provides a framework peration and is a general commitment to co-operate internationally cybercrime-

## *cross-border law enforcement*

Law enforcement could examine the following:

Government efforts to provide mutual assistance and share information for the successful attribution and prosecution of cybercriminals.

Co-operation between CSIRT teams and law enforcement entities

Resources necessary for specialised cybercrime law enforcement to be able to investigate and prosecute cybercrime in co-operation with other concerned public and private stakeholders. Malicious actors take advantage of the fact that many countries do not have adequate legal frameworks/cybercrime laws and cyber investigation capabilities. They also take advantage of the complex challenges faced by law enforcement and law enforcement response when working outside their jurisdictions which are limited by geographical boundaries. Cross-border information sharing between law enforcement entities is a critical element of investigating and prosecuting cyber criminals. While mechanisms such as the G8 24/7 Crime Network provide for points of contact among such law enforcement entities, it is unclear how such networks co-operate among themselves.

Because of the highly technical nature of malware, governments should ensure regular training for judges, prosecutors and other law enforcement personnel.

Malware analysis can play an important role in recovering evidence and identifying leads for law enforcement to investigate cybercrime. Malware analysis is often conducted using methods such as hard drive imaging, 'real-time' forensics, anti-virus testing, and reverse engineering (CERT Coordination Center, 2007). In some cases these practices may not be allowed under laws that protect intellectual property.

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*“Laws that prohibit reverse engineering malware could be considered for amendment and research purposes, with appropriate safeguards for the rights of owners of intellectual property.”*

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There may be tensions between the protection of privacy and actions to identify and prosecute. For example, CSIRTs may need to share information, such as

example, dismantle botnets and conduct investigations into the activity.

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*Technical laws could be applied in a way that does not prohibit the use, with the appropriate safeguards, of IP addresses and other information that be necessary for fighting malware*

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## Technical measures

The element could examine the following:

Technical measures such as filtering, DNSSEC, sandboxing and many others could be examined to understand how they would help fight malware.

How users might be provided with better tools to monitor and detect the activities of malicious code, both at the time when a compromise is being attempted and afterwards

Malware presents complex technical challenges and therefore solutions against it need to be supported by technical measures, such as sandboxing, which may be an effective way to minimise the amount of malware traffic on the network. Some examples of existing technical measures and resources are provided in Chapter 8.

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*Efforts to develop and implement effective technical solutions to detect, prevent and respond to malware could be encouraged*

*Users should be provided with better tools to monitor and detect the activities of malicious code, both at the time where a compromise is being attempted and afterwards.*

---

## Economics of malware

The element could examine the following:

How to strengthen existing security-enhancing incentives of market players.

Introduction of security-enhancing incentives through alternative



economic perspective on malware would provide policy makers and players with more powerful analysis and possibly a starting point for governmental policies related to incentive structures and market rules.

Following could, for example, be topics for further exploration:

Effectiveness and economic effects of assigning alternative forms and levels of legal rights and obligations (e.g. liability) to the different stakeholders. This would include legal constraints for ISPs to monitor and manage their networks (e.g. related to privacy, 'man-conduit', 'safe harbour' provisions).

Effectiveness and economic effects of blacklisting on ISP and end user security.

Effectiveness and economic effects of global measures to strengthen law enforcement and collaboration in the area of malware.

Effectiveness and economic effects of technological solutions to the problems of malware (e.g. 'security moving into the cloud' and 'tethered devices' for end users).

Strength of reputation effects and other feedbacks in mitigating the problems of information security.

Efforts to quantify the magnitude of the overall social externality due to lack of trust in the e-commerce system (growth effects, GDP impact).

Better assessment of the strength of the trade-offs between usability, availability, functionality, performance, cost and security.

Malware in next generation networks and system architectures (e.g. mass mobile, VoIP-everything over IP-networks, Web 2.0).

Obstacles to and means to enhance incentives for information security of individual users.

## co-ordination and cross-border co-operation

element could examine the following:

The cross-cutting need for information sharing, co-ordination and cross-border co-operation.

Suggestions for disseminating the anti-malware guidance at the global level and following up on its implementation.

of the previously mentioned areas for action illustrate the cross-cutting need for information sharing, co-ordination and cross-border co-operation. However, the communities of actors described above do not collaborate in an effective manner to combat malware. Information and co-ordination among the private sector, the government and stakeholders is not always adequate to detect, respond, mitigate and enforce enforcement measures against malware. This can be at least attributed to the fact that no comprehensive international framework for collaboration against malware does yet exist despite the work underway. (See Chapter 8 for examples of existing email co-operation).

more holistic approach involving an integrated mix of policy, legal procedure and technical defences could be considered to ensure information sharing, co-ordination and cross border co-operation are fully integrated and addressed.

By a holistic approach involving an integrated mix of policy, legal procedure and technical defences can ensure that information sharing, co-ordination and cross-border co-operation are effectively addressed and addressed.

Success of such a global “Anti-Malware Partnership” would require engagement from all participants. Such an effort, however, would create significant advances in the international community’s ability to overcome obstacles to addressing a global threat like malware through co-ordinated action.

uses to governments to end users. While malware often propagates the Internet, it is important to remember that it is software which is introduced into Internet connected and non-Internet connected systems. Malware whether used directly, or indirectly, to conduct an activity online erodes trust and confidence in the Internet and the economy.

2002 *OECD Guidelines for the Security of Information Systems* and provide a list of broad information security principles all of which are relevant and applicable to the fight against malware. The nine principles are: Access, Responsibility, Response, Ethics, Democracy, Risk assessment, Design and implementation, Security management, Reassessment. All participants at all levels, including at the policy and operational level, the *Guidelines* can and should be applied to the challenges raised by malware today.

The rapidly evolving nature of malware makes international co-operation essential to addressing the problem. This co-operation should be encouraged and enhanced by accurate and quantitative measurement of the problem and the underlying economics at play. While this paper details the problems presented by malware, it is only a first step in moving towards a solution. A holistic and multi-stakeholder proactive approach is needed to take advantage of all opportunities for improvement across the communities addressing malware.

## Notes

Information available at [www.wdc.org](http://www.wdc.org).

For an example, Microsoft is one. See

[www.microsoft.com/technet/community/columns/bscc/columns/bscc040501/default.aspx](http://www.microsoft.com/technet/community/columns/bscc/columns/bscc040501/default.aspx)

Industry organisations, such as APACS, have reported no reduction in the level of phishing due to awareness campaigns and public figures highlighting the problems and scale of the attack. APACS (2006) *Vulnerability and threat assessment of authentication mechanisms used for Internet based financial services – 2006 review*, page 3 and 4.

See Annex A, Background Data on Malware

Civil liberties groups have recommended that ICANN limit the use and scope of the Whois database to its original purpose and to establish its policies based on internationally accepted data protection standards, while availability of Whois data may also conflict with the EU Data Protection Directive, which limits access and collection rights to the database's original technical purposes.

## Annex A. Background Data on Malware

Though malware as we know it today is a relatively new phenomenon compared to the early days of worms and viruses, it is growing and evolving at massive rates. Trends in data show that while the categories of malware used to conduct malicious activity (i.e. virus versus Trojan) change over time, the use of malware is steadily increasing.

Computer Security Incident Response Teams (CSIRTs) or Computer Emergency Response Teams (CERTs), software and anti-virus vendors, and generally security companies are examples of entities that track and respond to the existence of malware. While the data provided below is helpful in understanding elements of the malware problem, it is not easily quantifiable in real and absolute terms and thus this paper does not attempt to make comparisons or draw conclusions across disparate sets of data. This is primarily intended to demonstrate the type of information available and different analytical perspectives from the organisations listed below.

Reported by CSIRTs

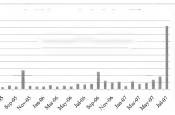
CERT

AusCERT is the national Computer Emergency Response Team for Australia. AusCERT provides computer incident prevention, response and mitigation strategies for members.

In Figure A.1, each incident represents a single unique URL or domain

is data. The number of IP addresses associated in a single incident or single attack is variable but can range from 1 to around 100.

Figure A.1 Online ID theft Trojan incidents handled by AusCERT



**Table A.1. CERT.BR Incident Reports**

	Total number of incidents reported	Botnet <sup>1</sup>	DoS	Intrusion <sup>2</sup>	Fraud <sup>3</sup>
75-752	42 258	194	255	4 058	
58-200	17 332	95	445	27 262	
157-222	105 626	279	525	41 735	

ern category are reports received of wormlike propagation, e.g. port scans of ports used by worms/attacks to propagate (445, 135, 5900, etc). These reports are sent by firewall administrators and even home user using personal firewalls, etc. It is not to note that the worm category does not try to count machines infected by it. Incidents regarding worm propagation attempts.

ern, according to CERT.BR classification is a system compromise – this is notified by the system owner/administrator and reported to CERT.BR. For example, a server administrator sends CERT.BR a report saying his/her machine was hacked, a trojan was found, etc.

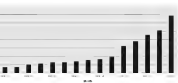
ern category refer to various fraud types: copyright infringements, credit card information phishing and malware related fraud. The last one is the majority of the fraud.

## CERT/CC, United States

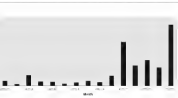
Computer Emergency Response Team Coordination Center (CERT/CC) at Carnegie Mellon University collects data on malware from public and private sources. Since 2006, CERT/CC has been collecting, analyzing and cataloguing every piece of malware it is able to find that has circulated via the Internet or which otherwise has found itself onto other systems. While many malware artefacts have similar functionality, each is considered to be a unique variant if it generates a unique MD5 or hashes function.<sup>1</sup> Therefore, some types of self-propagating malware (viruses and worms which produce many thousands of identical copies) would be counted as a single variant.<sup>2</sup>

See the figures below from CERT/CC, while not necessarily accurate, are nonetheless significant in their depiction of malware trends, showing an exponential increase in malware artefacts<sup>3</sup> from January to March 2007. From less than 50 000 in January 2006, the total of artefacts rose to 350 000 in March 2007, as represented in Figure A.2 below. For each month of the same period, Figure A.3 represents the

**Figure A.2 Total artefacts by month from January 2006 to March 2007**



**Figure A.3 New artefacts per month from January 2006 to March 2007**

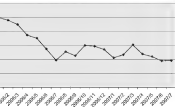




## *FI, Finland*

CERT-FI is the Finnish national Computer Emergency Response Team. Its task is to promote security in the information society by preventing, e.g., and solving information security incidents and disseminating information on threats to information security. Figure A.4 represents the data handled by CERT-FI Abuse Autoreporter system, their automated abuse processor. The graph is cases / month, normalised to 100 =

A.4 CERT-FI Abuse Autoreporter monthly case processing volume (normalised 1/2006 = 100)



## *TACC*

ERTACC gathers data from honeynets<sup>4</sup> and incidents reports. In 2005 and 2006 data from both incident reports and honeypots shows a decrease in the number of worms and an increase in the number of viruses from 2005 – 2006 (see Figures A.5 and A.6).

Figure A.5 Incident reporting to KeCERTDC by month (2005-2006)

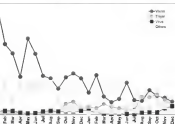
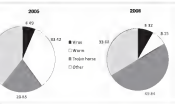
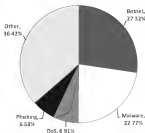


Figure A.6 Information gathered from KeCERT's honeynets



Swedish National Security Authority (Nasjonal sikkerhetsmyndighet –

Figure A.7 Incidents handled by NorCERT in 2007

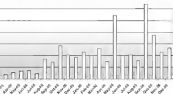


software and anti-virus vendors

*Association of payment*

ACS, the UK payments association, is a trade association for those delivering payments services to end customers. It enables the industry to address co-operative aspects of payments and their development. It is the main industry voice on issues such as plastic cards, card fraud, e-banking security, electronic payments and cash. Working Groups cover co-operative areas such as developing authentication solutions and responding to attacks on e-banking customers. Figure A.8 tracks the number of incidents targeting UK banks from February 2005–December

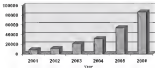
Figure A.8 Trojan incidents targeting UK banks



### Kaspersky Lab

Kaspersky Lab is an international information security software vendor. Kaspersky Lab is headquartered in Moscow. Kaspersky Labs reported an annual increase in previously unknown malicious programmes from 2006, as illustrated in Figure A.9. They also reported a steady increase in the number of Trojan spy programmes designed to steal information from online accounts (Kaspersky Labs, 2006).

Figure A.9 Increase in the number of new malicious programmes

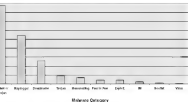


90

Microsoft gathers data from several anti-malware products and services used on information systems running Microsoft products. Based on data observed from January to June 2006, Microsoft reported the discovery of more than 43,000 new malware variants between January and June 2006 (Microsoft, 2006a). This can at least partially be attributed to the wide availability of malware for purchase on the Internet; it is easier for hackers to modify a piece of existing malicious code rather than create a “new family” of malicious code.

Microsoft also reported that among new malware variants backdoor accounted for the highest number (see Figure A.10). The figures indicate that the four most common categories where new variants have appeared were of the non-self-propagating varieties, which are typically associated with smaller scale cyber attacks aimed at illicit financial gain, identity financial fraud.

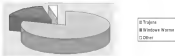
Figure A.10 Microsoft Malicious Software Activity from January - June 2006



95

Microsoft gathers data from 35 million users in 150 countries that

Figure A-11 Trojans versus Windows Worms and Viruses in 2006



Source: Symantec (2007c).

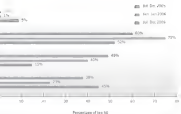
are

Symantec gathers information from 40 000 registered sensors on 180 million desktop computers, and gateway and server antivirus engines, and 2 million decoy accounts in the Symantec Probe Network. These operations are conducted from four security operations centres and eight research centres. Symantec software products are deployed on over 370 million computers or e-mail accounts worldwide.

Recently, Symantec reported a decrease in the amount of worms<sup>5</sup> and Trojans and an increase in the amount of viruses and Trojans.

In addition to this data, the Symantec Corporation reported an increase in newly unseen malware, or new families. Between July and December 2006, Symantec honeypots discovered 136 previously unseen malware families, an increase of 98 from the previous 6 months (Symantec, 2007). It is important to note that while information gathered from honeypots and honeynets is useful, it is not necessarily representative of a global trend.

Figure A.13 Malicious code types by volume



Symantec (2007)

## Issues on the data

The data on malware presented above comes from a variety of very different and incomparable sources (national CSIRTs, software vendors, and security vendors). The definitions, types of incidents, type of damage, time and scope are not harmonised across these various organisations and as a result it is necessary to be prudent in comparing such disparate data.

However, it is more or less possible to highlight certain tendencies that can be shared: i) an significant and noticeable rise in security incidents due to malware; and, ii) Trojan malware becoming more and more important when looking across types of malware. As has often been the case, there are fewer serious outbreaks of worms and viruses and thus a part of the increase in malware variants can generally be attributed to peeping varieties which usually have a more harmful functionality and tend to be financially motivated.

In agreement by certain stakeholders interested in measuring malware damage and comparing methodologies, the authorisation data could help in

From some of the data, it is possible to summarise and highlight several trends to demonstrate that the problem of malware is becoming more and more significant:

**Box A.1 Summary of sample data on malware**

Box A.1 Total number of incidents reported = + 225%.

Box A.2 Total artefacts in the last year = +250%.

Box A.6 Decline of Worms related incidents = -25%; Increase of Trojan incidents = + 30%.

Box A.11 Malicious programmes increase by 800% in the last 5 years.

While it is true that many attack trends are increasing, it is unclear how these trends relate to the overall damage caused by malware. Detecting a number of Trojan variants does not necessarily mean that there is a surge. It could also be a response to improved security defenses. Similarly, signalling that large-scale botnets are shrinking in size does not fully mean that the counter measures are effective. It might be that we have found smaller and more focused botnets to be more effective. In short, because malicious attack trends are highly dynamic, it is difficult to draw reliable conclusions from the trends themselves.



## Notes

attackers often generate a new malware variant from an existing piece of software by simply changing the manner in which the code is compressed and packed<sup>1</sup>, rather than changing the malware code itself. For example, see

<http://www.mcafee.com/enterprise/enhanced/default.asp?contentid=12787> in php. New variants produced in this manner are not each given a new CVE number. Multiple variants, which are considered to be identical in functionality and form will have the same CVE number, whereas even small variations in malware byte code will produce a new CVE number, at <http://www.mcafee.com/enterprise/enhanced/default.asp?contentid=12787>

this approach is important as counting each infection from a single large bot or virus outbreak can skew the results and does not reflect the actual level of development of new variants by many attackers specifically in order to evade detection by anti-virus products.

an artifact is a file or collection of files which may be used by adversaries in the course of attacks involving networked computer systems, the Internet, and related technologies.

computer terminology, a honeypot is a trap set to detect, deflect or in some manner counteract attempts at unauthorized use of information systems. Generally it consists of a computer, data or a network node that seems to be part of a network but which is actually isolated, unprotected and monitored, and which seems to contain information or a source that would be of value to attackers. Two or more honeypots on a network form a honeynet.

this drop can largely be attributed to the decline in reports of major worms such as Sasser X, Blacknut E, and Nimdy P25 since the first half 2006.



## A B. Research Design for Economics of Malware

evaluation started with an exploration of the incentives at work in individual organisation and those related to the decisions of other competing or complementary organisations. The reliability of the information is increased if interdependent stakeholders present compatible views of the relevant incentives and their effects. Attempts were made to interview several organisations in each segment of the value chain to obtain narratives that are as coherent as possible. In a subsequent step, these individual narratives were then integrated to assess the incentive structure of the sector and the resulting externalities.

### Collection

Over the course of 2007, we conducted 41 in-depth interviews with 57 individuals from organisations participating in networked computer markets that are confronted with malware. Firms from the following elements of the value net were approached:

- Internet Service Providers

- E-commerce companies, including online financial services

- Software vendors

- Hardware vendors

- Registrars

- Security service providers

- Different types of end users

- Governance institutions (regulators, consumer protection agencies, CERTs)

interviews were carried out using a semi-structured questionnaire, for the specific situation of the interviewee. In each instance, we knew the organisation was confronted with malware, what its needs were, what trade-offs were associated with these responses, and how the organisation was affected by the actions of other market players. As is common practice in the social sciences, we have treated all interview data as confidential, so as to enable the interviewees to share information with us as fully as possible. Consequently, no interviewee or organisation is identified by name in relation to specific data and all quotes have been approved by the respective individuals/organisations beforehand for inclusion. All statements in the report are based on interview transcripts or documents supporting the findings. Although this limits the direct validity from readily available public sources, we felt that given the very early stage of research in this area, our approach would enable us to derive insights into market-sensitive economic data and decision making.

## *Findings and Limitations*

Before turning to the empirical findings, it is important to note the scope and limitations of this study. The global and heterogeneous nature of the market for Internet services implies that any study of incentives is almost necessarily an exploratory study. The limited time and budget available for this study allowed for a limited number of interviews in six countries. The majority of the interviews took place in the United States and the Netherlands, with additional interviews in the United Kingdom, France, Germany and Australia. The next section presents our findings for five of the market players we interviewed:

We intended to also describe the incentives for hardware vendors and Internet Service Providers.

E-commerce companies, including online financial services

Software vendors

Registrars

End users

As we were unable to secure sufficient interviews with hardware vendors to provide the basis for such a description. The examination of the market must, hence, not only be seen in conjunction with the market players

If these interviews have proven to be highly informative, the drawn from them should be read with caution. First of all, it is not safe to assume that the set of interviewees is influenced by some form of self-selection. ISPs, for example, are more likely to respond to an interview request about the economics of malware if they already perceive a policy that are at least on par with other ISPs, if not better. That said, some of the organisations we interviewed are publicly known for a less than stellar track record with regard to security – which was explicitly acknowledged during the conversations. Second, the data findings report on how stakeholders themselves describe what they are doing and why. In other words, we report on the perceptions of the actors, not some independent assessment of their actions and the drivers behind them. Whenever possible, we did cross-check information provided to us against the information from other interviews and against publicly available data, such as security reports, surveys and research studies. Third, the interviews touch on many issues that concern highly sensitive or otherwise confidential data. Interviewees were not always willing to share this data with us and if they were, we were constrained in using them. Fourth, and last, our interviews involved six different legal jurisdictions. Some incentive mechanisms are generic but others are context-specific. Our approach hence provided us with a sense of the degree to which certain findings were country-specific and therefore could not fully capture the heterogeneity of all OECD members.

These circumstances make it more difficult to generalise our findings. In fact, very little empirical field work has been done in this area so far. In light of the rapidly increasing political attention given to the issue of cyber security and the policy initiatives currently under debate, this is a critical omission. Our study contributes to overcoming this omission. At the very least, it makes clear the urgency of developing a further-improved in-depth understanding of the economics of malware to increase the probability of policy interventions to succeed.



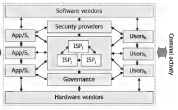
## Annex C. A Framework for Studying the Economics of Malware

Information and communication technology (ICT) industries form a complex ecosystem, and their services permeate most other economic sectors. Security problems and the related economic costs to society may have roots: (i) they are the outcome of relentless attacks on the information and communication infrastructure by individuals and organisations pursuing illegal and criminal goals; and (ii) given an external vulnerability, they may be aggravated by discrepancies between private and social costs and benefits, which are the outcome of decentralised decision-making in a highly interrelated ecosystem. Both actors in the illegal and criminal realm, as well as legitimate participants within the information and communication system, respond to the economic incentives they face.

In this complex value net (see Figure C.1), economic decisions with respect to information security depend on the particular incentives perceived by each player. These incentives are rooted in economic, legal, and informal norms, including the specific economic conditions of the market, the interaction with other players, laws and regulations, as well as tacit norms.

Within each participant's own purview and constraints each participant acts rationally to a variety of incentives, even though the available information may be incomplete. However, for the economic efficiency of the value system, it is critical that the incentives of the individual participants be aligned with the overall conditions required for societal welfare. In other words, the relevant incentives should assure that the private costs and benefits of security decisions match the societal costs and benefits. In the case of differences between private and societal optimal decisions, the prevailing incentive mechanisms should ideally induce participants toward higher social efficiency.

Figure C.1 Information industry value net



different types of application and service providers

different ISPs

different types of users (small, large, residential, business)

alignment between private and social efficiency conditions may take forms. In case of incomplete information, the perceived incentives of all players may deviate from the optimal incentives. A related issue is problems of externalities, systematic deviations between the private or costs and the societal benefits or costs of decisions. Due to the degree of interdependence, such deviations from optimal security may cascade through the whole system as positive or negative ones.

As the research on the economics of crime has illustrated, criminal acts may be analysed in a market framework. The activities in the market for cybercrime and cybersecurity are closely interrelated. Before the effects of incentives and externalities can be explored in more detail, we will, therefore, briefly explore the working of these markets and their



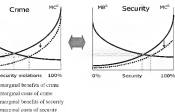
criminal activity. Franklin *et al.* (2007) also employ an economic tool to study an underground economy based on “hacking for profit.” Use a slightly different representation than these studies, based on a cost-benefit analysis. It is reasonable to assume that a higher level of security is only possible at increasing cost. Furthermore, it is likely that total cost will increase more than proportionally as the extent of violations increases.

On the other hand, the marginal benefits of additional security violations are a decreasing function of the level of violations. This is an expression of the fact that the most lucrative crimes will be committed first, and that all criminal activity will only yield lower marginal benefits. Criminals will extend their activities until the marginal cost of additional violations approximates their marginal benefits. The magnitude of the benefits and costs of crime is dependent on a number of variables, some of which are affected by private and public measures to enhance security. A thorough examination of these factors allows comparative assessments of the effectiveness of different security measures. It also sharpens understanding of the principal incentives to intervene in the market to reduce cybercrime.

Technological change, the increased specialization and sophistication in the production of malware, and the globalization of the information and communication industries have all reduced the marginal cost of crime.<sup>1</sup> As the marginal cost decreases, it has dramatically expanded the supply of crime, as more countries and regions with low opportunity cost of labour (and hence the net benefits of crime) join criminal activities. Such a decrease in the marginal costs of security violations will shift the marginal cost of crime curve downwards. Assuming that other things, especially the relationship between the marginal benefits and the marginal cost of crime, remains unchanged, reductions in the marginal cost of crime will result in a higher level of security violations and vice versa.

Technological change and globalization have also increased the benefits of crime. For example, the wider reliance on e-commerce and credit cards has increased the opportunities to exploit technical and personal loopholes. The globalization of the Internet has also enabled criminals to reach a larger number of potential victims. These changes shift the marginal benefit curve upwards (not captured in Figure C.2). Other things equal, this increase in the marginal benefits results in a higher level of security violations. The presence of both effects explains much of the increased level of activity of security violations. In principle, however,

Figure C.2 Markets for crime and security

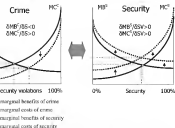


### Market for cybersecurity

The market for security can be analysed using a similar approach. It is able to assume that higher levels of security can only be achieved at increasing marginal costs. On the other hand, the marginal benefits of security decrease. Unless the benefits exceed the cost throughout, the resulting level of security will be below 100%, at least on an aggregate level.<sup>3</sup>

Changes in the costs of providing security and the benefits of having security will shift the marginal cost and benefit schedules and affect the outcome. A reduction in the cost of security, for example, due to the availability of more efficient and cheaper filtering software or a new network architecture that might reduce the propagation of malware, will (other things being equal) result in a higher level of security. Likewise, increasing benefits of security, perhaps because of the utilisation of more critical applications, will (other things being equal) result in a higher level of security. However, such initial changes may result in best response adjustments by other actors, who might reduce their expenditure on security in response, leaving the overall effects on the resulting security ambiguous at best (see the arguments in Kunreuther and Heal, 2003).

Figure C. 3 Markets for crime and security



$\delta < 0$  expresses the changes of the  $MC^C$  curve in response to a change in the security  $S$ . The negative sign implies that the marginal benefits of crime move opposite direction from marginal changes in security, i.e. increased security to marginal benefits of crime, all other things being equal.

## ion of cybercrime/cybersecurity

markets for cybercrime and security are highly interrelated (Figure C.3). Changes in the market for cybercrime affect the market for security and vice versa. Most likely, an increased level of security violations will increase the marginal benefits and the marginal costs of security, shifting both schedules upwards. On the contrary, a lower level of security violations will decrease the marginal benefits and the marginal costs of security, shifting both schedules downwards. On the other hand, variations in security will have corresponding effects on the market for crime. Increased security will increase the marginal cost of security violations, and it will reduce the marginal benefits of crime.<sup>3</sup> The net effect on the overall level of security is difficult to predict and will depend on the relative strengths of variations in security violations on the one hand and the marginal benefits of security on the other. A higher level of security violations could lead to a lower level of security, an unchanged level of security, or even a

of security. But for all actors it will likely result in higher costs for using a certain level of security. On the other hand, a higher level of security will induce changes in the market for crime in that it will increase the marginal cost of security violations and, at the same time, reduce the marginal benefits of crime. Both effects will mutually reinforce each other, contributing to a lower level of security violations. Since parameters in the markets change continuously, the outcomes of the resulting mutual adjustment are difficult, if not impossible, to model, but the directions of change seem to be robust.

## market analysis

A market analysis framework can give high-level insights into the measures available to influence overall outcomes. Such measures can target either the market for cybercrime and/or the market for security. Measures such as increasing the cost of cybercrime by increasing the associated penalties, strengthening national and international law enforcement, and increasing the cost of registering and maintaining fraudulent domains and websites, affect the market for crime directly and also have repercussions on the market for security. Most likely, such measures will reduce the overall level of security-related costs. For reasons discussed above, it is less certain that such measures will increase the level of security, since accepting a certain level of insecurity is economically rational.

Measures affecting overall incentive compatibility in the security market range from forms of industry self-regulation to forms of coercion and government intervention. They encompass a wide spectrum of measures, such as requiring that security features are enabled by default, encouraging ISPs to adopt best practices with regard to security on networks, information campaigns to alert users to security risks, and changes in the ways domain names are registered. None of these measures is ideal, but they help better align individual incentives with societal security requirements.

## incentives: what they are, how they work

Economic incentives are the factors that influence decisions by individuals, as well as organisations. A close examination of the incentives

es in case an intrusion has happened or an attack is unfolding. The set of incentives is most likely different for each stakeholder. We attempted to get a detailed account of the incentives as perceived experts in the information industry. Moreover, the incentives may meet each other, they may form a trade-off, or they may even work purposes. An important goal of our analysis was, therefore, to the aggregate interaction of the individual incentives faced by ders at the sector level. Since systems of incentives have many k loops, it is typically very difficult to determine the net effect of a of incentives. At this initial stage of the field research project, we qualitative approach

conomic incentives shape decisions in for-profit commercial firms, fit social groups, public and private sector governance institutions, as not-for-profit forms of production and collaboration. Incentives a classified in monetary (remunerative, financial) and non-monetary (social, moral) terms. Financial incentives include factors such as salary of an employee to corporate performance, the ability to super-normal profit by pursuing a risky innovation, or the bottom acts of potential damage to a firm's reputation. Non-financial es encompass norms and values, typically shared with peers, and a common understanding as to the right course of action or the set ble actions that should be avoided in a particular situation. Financial es typically connect degrees of achievement of an objective to y payments. Non-financial incentives work through self-esteem (or and community recognition (or condemnation)

actical decision making, incentives can be seen as the motives for g a specific action or the rationales for preferring one course of ver another. As the discussion of reputation effects illustrates, it is es necessary to distinguish between short-term and long-term. Characteristic features describing incentives are their power (low- to high-powered) and directionality (positive or negative relation to f decision).<sup>4</sup> An important question is the relation between the e and power of the relevant incentives and the objectives of s.

full set of incentives at work typically consists of a bundle of , more narrowly defined, incentive mechanisms. These incentive s may work in the same direction or conflict with each other. If

tion security but potential first-mover advantages in the information space may, *ceteris paribus*, lower the incentives to invest in information

incentive-compatibility refers to a situation in which an incentive is designed in a way as to contribute to the stated goals of an individual or an organisation. To assess incentive compatibility, the direct and indirect links between an incentive mechanism and the objective being pursued will have to be examined. Incentive compatibility may exist at the level of a single incentive mechanism, the bundle of incentives at work for a specific order, or the entire sector under consideration. Given the potential for direct and even direct conflicts between incentives, incentive compatibility is much more difficult to ascertain at the level of stakeholders and industry at large. It is a particular challenge in an industry as highly dynamic as advanced information and communication industries are. To be guided by an incentive mechanism, individuals need to be cognizant of its nature, its directionality, and its power. Incentives that exist on paper but are not supported by the decision makers must either be seen as zero-powered or irrelevant incentives. Therefore, it is possible to reveal the existing incentive structures of the stakeholders in the information value net by interviewing experts and decision makers for an in-depth account.

Externalities are forms of interdependence between agents that are not internalised in market transactions (payments, compensation). Which actions are identified as externalities depends to a certain degree on the allocation of legal rights and obligations in the status quo. If these rights and obligations are only vaguely defined they may need clarification by laws, courts and in private contractual agreements.<sup>3</sup> If such clarification is afflicted with transaction costs, rational individual action guided by the externalities will not internalise them if these costs exceed the social benefits of internalisation. In this case, only a collective actor (business association, government) may be able to address these unregulated externalities.

In the formulation of the mainstream economic model, these tendencies lead to deviations from a socially optimal allocation of resources. Negative externalities result in an overuse or overproduction

er to consumer, consumer to producer and consumer to consumer activities (Just *et al.*, 2004).

an alternative typology distinguishes between technological and pecuniary externalities (Nowotny, 1987, p. 33). Technological externalities exist if, at constant product and factor prices, the activities of one agent affect the activities of another. Pecuniary externalities exist, if the activities of one agent affect the prices that need to be paid (or may be paid) by other agents. Early contributions to the subject, for example, by Marshall (1920) or Pigou (1932), treated externalities as an exception, a rare feature in a market system. However, the increasing concern with network-related issues since the 1960s made clear that such interdependencies are an intrinsic and part and parcel of real world market systems.

This is particularly true for information and communication networks, which raise several new and unique issues. The high degree of connectedness amplifies the interdependencies between participants in a network. Both negative and positive effects that are not reflected in market transactions may percolate widely and swiftly through electronic communication networks. In some types of networks, such as peer-to-peer networks, agents take on dual roles as consumers as well as producers of information and other services. Many users of cyberspace view it as a commons, in which transactions take place according to a gift rather than a price logic. Moreover, often, for example, in the case of Trojans, malware is generated without the explicit consent or knowledge of an actual user. All these factors influence the prevalence of externalities and complicate possible ways to address them.

## Externalities in networked computer environments

External effects may originate at different stages of the value net in networked computer environments. Depending on the origin of the externality, the individual decision-making calculus causing the externality is different. In any case decision makers focus on costs and benefits to the individual agent and neglect costs or benefits of third parties.<sup>6</sup>

Table C.1 provides an overview of the sources and forms of externalities in networked computer environments. The table captures the main drivers, but not necessarily all of them. Agents in the columns are the

one category. For example, the lax security policy of one ISP may create externalities for other ISPs.

Another source of possible externalities is software vendors. When setting the level of investment in activities that reduce vulnerabilities, software vendors will only take their private costs and benefits into account (Anderson, 2000). Sales of software are dependent on the reputation of the firm. If this reputation effect is strong, the firm will also be concerned about the security situation of the software users. However, it is likely that such social effects are insufficient to fully internalise externalities. This is aggravated by the unique economics of information markets with high fixed costs and low incremental costs, the existence of network effects which create first-mover advantages, and the prevalence of various switching costs and lock-in. These characteristics provide an incentive for suppliers to rush new software to the market (Anderson, 2001, Hostalka, 2005). They may also lead to the dominance of one or a few suppliers, increasing overall vulnerability due to a “monoculture” effect (Anderson, 2005).

**Table C.1. CERT.BR incident Reports**

Software vendors	ISPs	Large firms	SMEs	Individual users	Criteria
Level of trust reputation	Risk of malicious traffic	Level of software vulnerability	Level of software vulnerability	Level of software vulnerability	Hacking opportunities
Level of trust reputation	Volume of malicious traffic	Risk of proliferating effect	Risk of proliferating effect	Risk of proliferating effect	Hacking opportunities
Level of trust reputation	Volume of malicious traffic	Risk of flooding or proliferating attack	Risk of flooding or proliferating attack	Risk of flooding or proliferating attack	Hacking opportunities
Level of trust reputation	Volume of malicious traffic	Risk of flooding or proliferating attack	Risk of flooding or proliferating attack	Risk of flooding or proliferating attack	Hacking opportunities
Level of trust reputation	Volume of malicious traffic	Risk of flooding or proliferating attack	Risk of flooding or proliferating attack	Risk of flooding or proliferating attack	Hacking opportunities
Level of trust reputation	Volume of malicious traffic	Risk of flooding attack	Risk of flooding attack	Risk of flooding attack	Hacking opportunities
Level of trust reputation	Resource use	Resource use	Resource use	Resource use	Hacking opportunities
Level of trust reputation	Cost of time	Cost of time	Cost of time	Cost of time	Hacking opportunities



, 2003; Camp and Wolfram, 2004; Schochier, 2004; Chen *et al.*, 2006; Gallager, 2006). Profit-maximizing firms, all other things equal, will attempt to invest in information security until the (net) incremental private benefits of enhanced security are equal to (counted) costs of that investment. A firm will therefore not invest if security risk is fully eliminated but only as long as the expected threat are higher than the cost of increasing information security. Yet the firm imposes on third parties will not be considered in this (unless they indirectly affect a firm's decision making, for example, of reputation effects)

ewise, benefits that a security investment bestows on third parties do not be reflected in this decision. Under conditions of imperfect information and bounded rationality, firms may not be able to determine this optimum with precision but they will try to approximate it. In any case, neither the negative external effects of investments falling short of the optimum nor the positive externalities of investments that go beyond remain are taken into consideration. Individual firm decisions may systematically deviate from a social optimum that takes these externalities into account.

Individual users are seen by many as one of the weakest links in the chain of networked computing (Camp, 2006). Larger business users consider their decisions as an explicit cost-benefit framework. In contrast, small business and individual users often do not apply such rational rationality (LaRose *et al.*, 2006; Balon *et al.*, 2005). Instead, when making decisions as to security levels, they consider their own costs and benefits (but not those of other users). Individual users are particularly susceptible to non-intrusive forms of malware, which do not consume significant resources on the user end (e.g. computing power, bandwidth) but create significant damage to other machines. Consequently, the risk of attack for all other users and the traffic volume on networks is increased causing direct and indirect costs for third parties.

Malware may inflict externalities on other agents in the value chain as well as each other. Some malware may increase traffic and hence ISP costs incrementally. In this case, the ISP may have little incentive to incur additional costs to engage in traffic monitoring and filtering. Even if users' significant traffic increases, an ISP with a lot of spare capacity may experience anything but very incremental cost increases, again limiting the

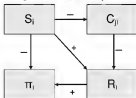
downtimes) and the cost of increased preventative security expenses for stakeholders (including cost of software and security personnel). Costs include reduced trust within computer networks (for example, maintain lists of trusted other systems) and of users in information systems, the ability of hackers to increase the effectiveness of attacks by using more machines, and the ability of hackers to hide their traces (Wolfram 2004). They also include the potentially high costs tied with the reduced willingness of consumers to engage in e-commerce.

## 2.3.2 Externalities in a dynamic framework

In networked computer environments with rapid technological change, it is also needed to be understood in a dynamic framework. Most notably, learning and reputation effects need to be considered. Innovation and learning may happen at different time scales and with different intensity in the various components of the value net. They will also differ from markets, for example enterprise market software as opposed to market software. In any case, they may counteract and reduce the magnitude of negative externalities and possibly enhance positive ones. Moreover, the activities of firms to disclose vulnerabilities will reduce the magnitude of externalities.

Figure C.4 illustrates the reputation effect for the case of a software plug-in and minus signs indicate whether the two variables move in the opposite direction. Other things being equal lower expenses for testing and refinement by firm  $i$  ( $S_i$ ) will reduce sunk costs and hence the profits ( $\pi_i$ ) of the firm. However, costs may be externalised onto others, indexed  $j$  ( $C_{ij}$ ). If these costs affect the reputation of firm  $i$  ( $R_i$ ), it may be reduced, especially if the reputation effect works swiftly. In any case, at least part of the potential externality is internalised and the gap between private and social optimum is reduced. One form of strengthening the reputation mechanism is trusted-party certification. As Johnson (2006) and Anderson (2001) point out, given present liability rules, firms face an adverse selection incentive in that they do not face any costs for issuing wrong certificates.

Figure C.4 Externalities with reputation



$S_i$  security investment of firm  $i$

$C_j$  cost for firm  $j$  cause by sub-optimal security investment by firm  $i$

$R_i$  reputation of firm  $i$

$\pi_i$  profits of firm  $i$

dynamic perspective, the incentives to disclose vulnerabilities need to be considered (Crescenzo *et al.*, 2005). Disclosure creates a positive externality (Gal-Or and Ghose, 2003; Gal-Or and Ghose, 2005) onto others. Under certain conditions, disclosure incentives may be strong enough to shrink the conditions under which deviations between private and social optimum occur to a minimum (Chen *et al.*, 2005).

## Notes

statements as to the effect of changes in individual parameters or factors is typically made under the *ceteris paribus* assumption that all other things remain equal. This is a widely used simplifying methodological tool to isolate changes in one or more variables in a highly complex interconnected system. Often, many factors will change simultaneously. Full grip on such changes will typically require some form of computer-aided modelling or simulation.

is possible that for some services and applications, 100% security levels are required (hence the benefits higher than the cost, even at a level of 0% security) and that the requisite cost will be incurred. It is unlikely, though, that this will hold for all services and applications.

conformally, the partial derivatives can be expressed as  $\partial MDCSS < 0$ ,  $\partial CCS > 0$ ,  $\partial MBS/BSV > 0$ ,  $\partial MCS/BSV > 0$ .

mechanisms operating towards improving an objective are typically referred to as "incentives" whereas those operating in the opposite direction are referred to as "disincentives."

this seems currently the case in many countries. See for example Lindler, G. (2007), *Verantwortlichkeiten von IT-Bernachtern, Nationen und Internethäusern: Studie im Auftrag des BSI durchgeführt von Prof. Dr. Ingrid Isenhardt, Universität Göttingen, Bundesamt für Sicherheit in der Informationstechnik, [www.bsi.de/files/vertrauensbrecher/Gaetachien.pdf](http://www.bsi.de/files/vertrauensbrecher/Gaetachien.pdf)*

in a dynamic context, reputation effects may mitigate some of the territoriality, see the discussion below

## *Glossary of Malware Terms*

**Authentication factors:** Used to obtain access; something the user knows (e.g. a password), something the user has (such as a credit card or token) or something the user is (a photograph or thumbprint).

**Authentication/authenticity:** Being able to prove or verify a person's or system's identity with a certain level of assurance. Authentication systems are used to provide access control to information systems.

**Availability:** Ensuring that digital data within an information system and system itself are available to authorised users.

**Backdoor:** A backdoor is malicious code that allows unauthorised access to a computer system or network by accepting remote commands from an attacker elsewhere on the Internet.

**Bluetooth:** Sending unsolicited messages to Bluetooth connected devices.

**Bluetooth sniffing:** Enables unauthorised access to information from a wireless device through a Bluetooth connection.

**Botnet:** A type of 'backdoor' programme that allows attackers to remotely control many compromised information systems (often referred to as 'bots') simultaneously (or individually).

**Botnet(s):** Group of malware infected computers that can be used to remotely carry out attacks against other computer systems.

**Confidentiality:** Being able to protect information and data from unauthorised access.

**CERT:** Computer emergency response teams.

**CSIRT:** Computer security incident response teams.

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**digital certificate** A means of authenticating an identity for an entity doing business or other transactions on the web or on line. Digital certificates exist as part of public key infrastructures (PKI)

**domain name** The identifier or address of any entity on the Internet.

**Domain Name System (DNS)** The way Internet domain names are located related into an Internet Protocol, or IP, address. For example, the domain name [www.secdaily.org](http://www.secdaily.org) is a more user friendly and memorable name to the IP address 193.51.65.71.

**honeynet** Two or more honeypots on a network form a honeynet.

**Honeytrap** is a trap set to detect, deflect or in some manner counteract against unauthorized use of information systems. Generally it consists of either data or a network site that appears to be part of a network but is actually isolated, (un)protected and monitored, and which seems to contain information or a resource that would be of value to attackers.

**integrity** A primary security goal of information systems which seeks to ensure that the system as a whole (people, data, software) have not been tampered and can continue to be trusted. **Internet Protocol** The native language of programmatic communication on the Internet.

**keylogger** A hidden programme that records and "logs" each key stroke pressed on the compromised system's keyboard, as the legitimate user of the system is typing.

**malware payload** The primary function of a piece of malware.

**non-repudiation** A security goal which seeks to prevent a person from denying they undertook an electronic transaction when they did.

**Operating system** A computer program that manages the hardware and software on a computer.

**packet** The minimum autonomously-routable quantum of data which is transmitted across a modern digital "packet switched" network.

**patch/workaround** A small piece of software code designed to correct or fix an existing bug or flaw in an operating system or application software. A work-around is a set of actions that network security professionals can take to reduce their exposure to a known software

**payload:** The essential data that is being carried within a packet or other transmission unit. The payload does not include the “overhead” data needed to get the packet to its destination.

**rootkit:** A set of programmes designed to conceal the compromise of a system at the most privileged “root” level, by modifying operating system monitoring code into the memory of running processes.

**Social engineering:** Techniques designed to fool human beings into divulging information or taking an action that leads to a subsequent breach of information systems security.

**Spam:** Commonly understood to mean bulk, unsolicited, unwanted and potentially harmful electronic messages.<sup>2</sup>

**Spearphishing:** A technique designed to deceive an untrained person about the origin of, typically, an e-mail or a website.

**Steganography:** A form of malware that is capable of capturing a range of data (e.g. input (keyboards, mice) and output (screens) and other storage devices, hard drive etc.) and sending this information to the attacker without the user’s permission or knowledge.

**Transaction signing:** The process of calculating a keyed hash function to generate a unique string that can be used to verify both the authenticity and integrity of an online transaction.

**Trojan horse:** A computer program that appears legitimate but actually contains functionality used to circumvent security measures and carry out malicious actions.

**Virus:** Directly analogous to its biological namesake, a virus is hidden malware that spreads by infecting another program and inserting a copy of itself into the program.

**Vulnerability:** A flaw or weakness in a system’s design, implementation, configuration and management of software that could be exploited.

**Worm:** A type of malware that self-replicates without the need for a host system or human interaction.





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# Computer Viruses and Other Malicious Software

## A THREAT TO THE INTERNET ECONOMY

The Internet has become a powerful tool for enhancing innovation and productivity. Nevertheless, the increasing dependence on the Internet and other communication networks means the Internet has also become a popular and efficient way to spread computer viruses and other types of malicious software (malware).

Malware attacks are increasing in both frequency and sophistication, thus posing a serious threat to the Internet economy and to national security. Consequently efforts to fight malware are not up to the task of addressing this growing global threat: malware response and mitigation efforts are essentially fragmented, local and mostly reactive.

A wide range of governments and actors – from policy makers to Internet Service Providers to end users – all play a role in combating malware. But there is still limited knowledge, understanding, organisation and delineation of the roles and responsibilities of each of these actors. Improvements can be made in many areas, and international co-operation would benefit greatly in areas such as: proactive prevention, education, guidelines and standards, research and development, improved legal frameworks, stronger law enforcement, improved risk industry practices, and better alignment of regulatory incentives with societal benefit.

This book is a first step toward addressing the threat of malware in a comprehensive global manner. It has three objectives: (1) to inform policy makers about malware – its growth, evolution and countermeasures to combat it; (2) to present new research into the economic incentives driving cyber security decisions; and (3) to make specific suggestions on how the international community can better work together to address the problem.

The full text of this book is available on line via three links:

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